



Journal of the Senate

Number 18—Regular Session

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—35:

Mr. President	Farmer	Rader
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Excused: Senator Pizzo

PRAYER

The following prayer was offered by Pastor Nancy Hale, Director, Heritage Christian Academy, Winter Haven:

Creator, sustainer, redeemer, light of the world: we come before you today to acknowledge that our plans and our attempts pale in comparison to your plans and your ways. We plead with you to give us wisdom; we intercede to you to give us humility. Give us love for others in a way that we never thought possible.

God, we lift the people of Florida to you. We know you delight in them, adore them, and see each one—from the most elderly to the youngest child. We desperately need you. As each decision is considered, may we consider your heart, Father, and your people. Empty us of self and fill us with compassion for our state and each other.

May we be quick to listen, slow to speak, and slow to anger. Give us ears that hear, merciful speech, and hearts of peace. We give this beautiful day to you, for you are the kingdom, the power, and the glory, forever and ever. Amen.

PLEDGE

Senate Pages, Lewis Hollingsworth of Sarasota; Sarah Bien-Aime of Orlando; Kaylin Bronson of Orlando; and Sierra Tagman of Orlando, 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. Deepti Bhandare of Sebring, sponsored by Senator Albritton, as the doctor of the day. Dr. Bhandare specializes in cardiology.

ADOPTION OF RESOLUTIONS

At the request of Senator Taddeo—

By Senator Taddeo—

SR 1862—A resolution recognizing April 25, 2019, as “Colombia Day” in Florida.

WHEREAS, the Colombian population constitutes the fourth-largest Hispanic nationality in this state, with an estimated population of 304,000 Colombian and Colombian-American people statewide in 2010, and with 244,000 Colombians and Colombian Americans residing in Miami-Dade, Broward, and Palm Beach Counties in 2017, making Colombians the second-largest Hispanic nationality in South Florida, and

WHEREAS, the growing number of Colombian residents in Central Florida has prompted the opening of a second Colombian consulate in Orlando, making Colombia only the second Latin American country to have two consulates in the Sunshine State, and

WHEREAS, as the Colombian-American community grows in number and influence, members of that community are seeking new opportunities to participate in local and state politics and are becoming an extraordinary political force as they support the global fight for freedom and democracy for all people, and

WHEREAS, as Colombian and Colombian-American writers, actors, painters, sculptors, musicians, and other artists who have made this state their home gain public recognition and critical acclaim, the cultural and artistic contributions of the Colombian and Colombian-American communities to this state continue to grow, and

WHEREAS, Colombian entrepreneurs have created and sustained thriving businesses in all sectors of the economy, such as services, the hospitality industry, media and production, communications, marketing, and construction, and

WHEREAS, Colombia is a long-standing and stable ally of the United States, and Colombian residents of this state have been instrumental in maintaining that relationship due to their economic, familial, and political ties to their country of origin, NOW, THEREFORE,

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

That April 25, 2019, is recognized as “Colombia Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Taddeo—

By Senator Taddeo—

SR 1864—A resolution celebrating the life and work of Eucario Bermúdez and remembering his enduring contribution to the South Florida Colombian-American community.

WHEREAS, Eucario Bermúdez was a longtime resident of South Florida and a pillar of the local Colombian-American community, and

WHEREAS, Eucario Bermúdez was the founder and creator of several media companies, including Caracol Radio 1260 AM, which gave a voice to members of the Colombian-American community and served as a bridge between that community and other segments of the larger South Florida Hispanic population, and

WHEREAS, before coming to the United States, Eucario Bermúdez worked in radio and television for a number of years in his native Colombia, and he quickly established himself as an announcer, newscaster, and talk show host in South Florida, and

WHEREAS, Eucario Bermúdez was known for his fervent defense of the republican and democratic institutions of the United States and for his support of the arts and culture, and

WHEREAS, Eucario Bermúdez also was known as a political organizer in the Colombian-American community, creating and promoting community and political organizations with the goal of increasing the power of Colombian Americans and the South Florida Hispanic population as a whole, and

WHEREAS, Eucario Bermúdez died in Miami on January 6, 2019, at the age of 84, leaving behind a legacy of community activism, NOW, THEREFORE,

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

That the life and work of Eucario Bermúdez is celebrated and remembered.

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

The Senate resumed consideration of—

CS for SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; deleting a specified reference to a certain program; revising the definition of the terms “eligible contribution” or “contribution”; revising the authorized uses of eligible contributions; amending s. 212.1832, F.S.; deleting a specified reference to a certain program; deleting obsolete language; amending s. 1002.20, F.S.; revising the programs through which certain parents may seek private educational choice options; amending s. 1002.33, F.S.; providing that charters may include a provision for charter schools to be held responsible for all costs incurred by the district in connection with complaints to the Office of Civil Rights or the Equal Employment Opportunity Commission; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; revising requirements for the expenditure of funds under the Schools of Hope Scholarship Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; defining terms; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within

their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing obligations for participation of eligible scholarship-funding organizations in the program; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students within a specified timeframe; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity from liability for the state; providing a scope of authority with regard to the regulation of private schools; requiring the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department’s website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.385, F.S.; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; amending s. 1002.395, F.S.; revising eligibility requirements under the Florida Tax Credit Scholarship Program for certain students; revising obligations of certain nonprofit scholarship-funding organizations relating to the program; revising a requirement for certain contributions to annually be used by a specified date to provide scholarships to eligible students; revising the calculation methodology to be used for the scholarship amount provided to certain students under the program; amending s. 1002.40, F.S.; revising the calculation methodology to be used for awards under the Hope Scholarship Program; conforming provisions to changes made by the act; specifying limitations on the amount of certain contributions which eligible scholarship-funding organizations may carry forward to the following fiscal year; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program and the Florida Tax Credit Scholarship Program; amending s. 1002.411, F.S.; deleting obsolete language; revising the award of reading scholarship accounts to be provided in the General Appropriations Act; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; creating part VII of ch. 1003, F.S., entitled “Public School Innovation”; creating s. 1003.64, F.S.; providing legislative intent; creating the Community School Grant Program within the department; providing the purpose of the program; defining terms; establishing the Center for Community Schools within the University of Central Florida; authorizing the center to facilitate the implementation of its community school model through grants; providing duties for the center; providing that, in prioritizing planning grant awards, priority must be given to certain school districts; requiring the center to annually publish, by a specified date, specified information on its website; amending s. 1004.04, F.S.; revising requirements for the rules to establish uniform core curricula for state-approved teacher preparation programs; revising the evidence to be used in the determination of continued approval of teacher pre-

paration programs; revising reporting requirements for public and private institutions that offer state-approved teacher preparation programs; revising requirements for preservice field experience courses and internships; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the department; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; deleting a requirement for the total allocation of the federally connected student supplement to be prorated under specified circumstances; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; authorizing school districts to enter into formal agreements with certain organizations to provide specified services to students and families; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; expanding circumstances under which the State Board of Education is required to adopt rules to allow the department to extend the validity period of a temporary certificate; requiring the department to extend, rather than re-issue, a temporary certificate in certain circumstances; amending s. 1012.59, F.S.; revising requirements for rulemaking by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and recognition awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.385, F.S.; revising voting requirements for adoption by a district school board of a resolution to implement exceptions to the educational facilities construction requirements; deleting actions required of district school boards before voting may take place; amending s. 1013.64, F.S.; revising the information required to be included in a school district's request to receive certain funding; prohibiting a district school board

from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.; expanding the authority of the Department of Revenue to adopt emergency rules; providing an effective date.

—which was previously considered and amended April 24.

Senator Diaz moved the following amendment:

Amendment 12 (216008) (with title amendment)—Delete lines 489-588 and insert:

Section 5. Subsections (1) and (4), paragraphs (b), (d), and (h) of subsection (5), subsection (10), and paragraphs (b) and (d) of subsection (11) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—

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

(a) “Florida Opportunity Zone” means a population census tract that has been designated by the United States Department of the Treasury as a Qualified Opportunity Zone pursuant to Internal Revenue Code s. 1400Z-1(b)(1)(B).

(b) ~~(a)~~ “Hope operator” means an entity identified by the department pursuant to subsection (2).

(c) ~~(b)~~ “Persistently low-performing school” means a school that has earned three ~~consecutive~~ grades lower than a “C,” pursuant to s. 1008.34, in at least 3 of the previous 5 years and has not earned a grade of “B” or higher in the most recent 2 school years, and a school that was closed pursuant to s. 1008.33(4) within 2 years after the submission of a notice of intent.

(d) ~~(c)~~ “School of hope” means:

1. A charter school operated by a hope operator which:

a. Serves students from one or more persistently low-performing schools and students who reside in a Florida Opportunity Zone;

b. Is located in a Florida Opportunity Zone or in the attendance zone of a persistently low-performing school or within a 5-mile radius of such school, whichever is greater; and

c. Is a Title I eligible school; or

2. A school operated by a hope operator pursuant to s. 1008.33(4)(b) 3.

(4) ESTABLISHMENT OF SCHOOLS OF HOPE.—A hope operator seeking to open a school of hope must submit a notice of intent to the school district in which a persistently low-performing school has been identified by the State Board of Education pursuant to subsection (10) or in which a Florida Opportunity Zone is located.

(a) The notice of intent must include:

1. An academic focus and plan.

2. A financial plan.

3. Goals and objectives for increasing student achievement for the students from low-income families.

4. A completed or planned community outreach plan.

5. The organizational history of success in working with students with similar demographics.

6. The grade levels to be served and enrollment projections.

7. The proposed location or geographic area proposed for the school *consistent with the requirements of sub-subparagraphs (1)(d)1.a. and b and its proximity to the persistently low-performing school.*

8. A staffing plan.

(b) Notwithstanding the requirements of s. 1002.33, a school district shall enter into a performance-based agreement with a hope operator to open schools to serve students from persistently low-performing schools *and students residing in a Florida Opportunity Zone.*

(5) **PERFORMANCE-BASED AGREEMENT.**—The following shall comprise the entirety of the performance-based agreement:

(b) The location or geographic area proposed for the school of hope and its proximity to the persistently low-performing school, *as applicable.*

(d) A plan of action and specific milestones for student recruitment and the enrollment of students from persistently low-performing schools *and students residing in a Florida Opportunity Zone*, including enrollment preferences and procedures for conducting transparent admissions lotteries that are open to the public. Students from persistently low-performing schools *and students residing in a Florida Opportunity Zone* shall be exempt from any enrollment lottery to the extent permitted by federal grant requirements.

(h) A provision allowing the hope operator to open additional schools to serve students enrolled in or zoned for a persistently low-performing school *and students residing in a Florida Opportunity Zone* if the hope operator maintains its status under subsection (3).

(10) **SCHOOLS OF HOPE PROGRAM.**—The Schools of Hope Program is created within the Department of Education.

(a) A school of hope is eligible to receive funds from the Schools of Hope Program for the following expenditures:

1. Preparing teachers, school leaders, and specialized instructional support personnel, including costs associated with:

a. Providing professional development.

b. Hiring and compensating teachers, school leaders, and specialized instructional support personnel for services ~~beyond the school day and year until the school reaches full enrollment in accordance with the performance-based agreement pursuant to subsection (5).~~

2. Acquiring supplies, training, equipment, and educational materials, including developing and acquiring instructional materials.

3. Providing one-time startup costs associated with providing transportation to students to and from the charter school.

4. Carrying out community engagement activities, which may include paying the cost of student and staff recruitment.

5. Providing funds to cover the nonvoted ad valorem millage that would otherwise be required for schools and the required local effort funds calculated pursuant to s. 1011.62 when the state board enters into an agreement with a hope operator pursuant to subsection (5).

6. *Providing funds for the initial leasing costs of a school facility in the event the department determines that a suitable district-owned facility is unavailable or not leased in a timely manner pursuant to paragraph (7)(d).*

In the event a school of hope is dissolved or is otherwise terminated, all property, furnishings, and equipment purchased with public funds shall automatically revert to full ownership by the district school board, subject to complete satisfaction of any lawful liens or encumbrances. Any unencumbered public funds from the school of hope, district school board property and improvements, furnishings, and equipment purchased with public funds, or financial or other records pertaining to the school of hope, in the possession of any person, entity, or holding company, other than the charter school, shall be held in trust upon the district school board's request, until any appeal status is resolved.

~~(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive up to \$2,000 per full time equivalent student from the Schools of Hope Program based upon the strength of the school's plan for implementation and its focus on evidence based interventions that lead to student success by providing wrap around services that leverage community assets, improve school and community collaboration, and develop family and community partnerships. Wrap around services include, but are not limited to, tutorial and after school programs, student counseling, nutrition education, parental counseling, and adult education. Plans for implementation may also include models that develop a culture of attending college, high academic expectations, character development, dress codes, and an extended school day and school year. At a minimum, a plan for implementation must:~~

~~1. Establish wrap around services that develop family and community partnerships.~~

~~2. Establish clearly defined and measurable high academic and character standards.~~

~~3. Increase parental involvement and engagement in the child's education.~~

~~4. Describe how the school district will identify, recruit, retain, and reward instructional personnel. The state board may waive the requirements of s. 1012.22(1)(c)5., and suspend the requirements of s. 1012.34, to facilitate implementation of the plan.~~

~~5. Identify a knowledge-rich curriculum that the school will use that focuses on developing a student's background knowledge.~~

~~6. Provide professional development that focuses on academic rigor, direct instruction, and creating high academic and character standards.~~

~~(c) The state board shall:~~

~~1. Provide awards for up to 25 schools and prioritize awards for plans submitted pursuant to paragraph (b) that are based on whole school transformation and that are developed in consultation with the school's principal.~~

~~2. Annually report on the implementation of this subsection in the report required by s. 1008.345(5), and provide summarized academic performance reports of each traditional public school receiving funds.~~

~~(d) Notwithstanding s. 216.301 and pursuant to s. 216.351, funds allocated for the purpose of this subsection which are not disbursed by June 30 of the fiscal year in which the funds are allocated may be carried forward for up to 5 years after the effective date of the original appropriation.~~

(11) **STATE BOARD OF EDUCATION AUTHORITY AND OBLIGATIONS.**—Pursuant to Art. IX of the State Constitution, which prescribes the duty of the State Board of Education to supervise the public school system, the State Board of Education shall:

(b) Adopt a standard notice of intent and performance-based agreement that must be used by hope operators and district school boards to eliminate regulatory and bureaucratic barriers that delay access to high quality schools for students in persistently low-performing schools *and students residing in Florida Opportunity Zones.*

(d) Provide students in persistently low-performing schools *and students residing in Florida Opportunity Zones* with a public school that meets accountability standards. The State Board of Education may enter into a performance-based agreement with a hope operator when a school district has not improved the school after 3 years of the interventions and support provided under s. 1008.33 or has not complied with the requirements of subsection (4). Upon the State Board of Education entering into a performance-based agreement with a hope operator, the school district shall transfer to the school of hope the proportionate share of state funds allocated from the Florida Education Finance Program.

And the title is amended as follows:

Delete lines 17-31 and insert: 1002.333, F.S.; revising definitions; revising requirements for hope operators seeking to open a school of

hope; revising requirements for the performance-based agreement; revising requirements for the expenditure of funds under the Schools of Hope Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; conforming provisions to changes made by the act; creating s. 1002.394, F.S.;

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

Senator Farmer moved the following amendment to **Amendment 12 (216008)** which failed:

Amendment 12A (439008) (with title amendment)—Delete lines 167-168 and insert:
allocated shall be disbursed to public schools that are Title I eligible within Florida Opportunity Zones may be carried forward for up to 5 years after the effective date of the original appropriation.

And the title is amended as follows:

Delete line 209 and insert: program; requiring the disbursement of specified funds to certain public schools within Florida Opportunity Zones; deleting a requirement for the State Board of

The question recurred on **Amendment 12 (216008)** which was adopted.

Senator Bracy moved the following amendment which was adopted:

Amendment 13 (785318)—Delete lines 794-796 and insert:

(e) Before enrolling in a private school, a student and his or her parent or guardian must meet with the private school's principal or the principal's designee to review the school's academic programs and policies, customized educational programs, code of student conduct, and attendance policies.

Senator Diaz moved the following amendment which was adopted:

Amendment 14 (766430)—Delete lines 839-850 and insert:
scholarship program under this section may annually increase by 0.25 percent of the state's total public school student enrollment.

(b) The scholarship amount provided to a student for any single school year shall be for tuition and fees for an eligible private school, not to exceed annual limits, which shall be determined in accordance with this paragraph. The calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.

Senator Montford moved the following amendment which was adopted:

Amendment 15 (208314) (with title amendment)—Delete lines 2281-2528 and insert:
During the 2019-2020 school year, a school district that sustained hurricane damage in the 2018-2019 school year may request funding from the Special Facility Construction Account for a new project before the completion of the district's participation requirement for an outstanding project. The department shall encourage a construction program that reduces the average size of schools in the district. The request must meet the following criteria to be considered by the committee:

1. The project must be deemed a critical need and must be recommended for funding by the Special Facility Construction Committee. Before developing construction plans for the proposed facility, the district school board must request a preapplication review by the Special Facility Construction Committee or a project review subcommittee

convened by the chair of the committee to include two representatives of the department and two staff members from school districts not eligible to participate in the program. A school district may request a pre-application review at any time; however, if the district school board seeks inclusion in the department's next annual capital outlay legislative budget request, the preapplication review request must be made before February 1. Within 90 days after receiving the preapplication review request, the committee or subcommittee must meet in the school district to review the project proposal and existing facilities. To determine whether the proposed project is a critical need, the committee or subcommittee shall consider, at a minimum, the capacity of all existing facilities within the district as determined by the Florida Inventory of School Houses; the district's pattern of student growth; the district's existing and projected capital outlay full-time equivalent student enrollment as determined by the demographic, revenue, and education estimating conferences established in s. 216.136; the district's existing satisfactory student stations; the use of all existing district property and facilities; grade level configurations; and any other information that may affect the need for the proposed project.

2. The construction project must be recommended in the most recent survey or survey amendment cooperatively prepared by the district and the department, and approved by the department under the rules of the State Board of Education. If a district employs a consultant in the preparation of a survey or survey amendment, the consultant may not be employed by or receive compensation from a third party that designs or constructs a project recommended by the survey.

3. The construction project must appear on the district's approved project priority list under the rules of the State Board of Education.

4. The district must have selected and had approved a site for the construction project in compliance with s. 1013.36 and the rules of the State Board of Education.

5. The district shall have developed a district school board adopted list of facilities that do not exceed the norm for net square feet occupancy requirements under the State Requirements for Educational Facilities, using all possible programmatic combinations for multiple use of space to obtain maximum daily use of all spaces within the facility under consideration.

6. Upon construction, the total cost per student station, including change orders, must not exceed the cost per student station as provided in subsection (6) ~~unless approved except for cost overruns created by a disaster as defined in s. 252.34 or an unforeseeable circumstance beyond the district's control as determined by the Special Facility Construction Committee. At the discretion of the committee, costs that exceed the cost per student station for special facilities may include legal and administrative fees, the cost of site improvements or related offsite improvements, the cost of complying with public shelter and hurricane hardening requirements, cost overruns created by a disaster as defined in s. 252.34(2), costs of security enhancements approved by the school safety specialist, and unforeseeable circumstances beyond the district's control.~~

7. There shall be an agreement signed by the district school board stating that it will advertise for bids within 30 days of receipt of its encumbrance authorization from the department.

8. For construction projects for which Special Facilities Construction Account funding is sought before the 2019-2020 fiscal year, the district shall, at the time of the request and for a continuing period necessary to meet the district's participation requirement, levy the maximum millage against its nonexempt assessed property value as allowed in s. 1011.71(2) or shall raise an equivalent amount of revenue from the school capital outlay surtax authorized under s. 212.055(6). Beginning with construction projects for which Special Facilities Construction Account funding is sought in the 2019-2020 fiscal year, the district shall, for a minimum of 3 years before submitting the request and for a continuing period necessary to meet its participation requirement, levy the maximum millage against the district's nonexempt assessed property value as authorized under s. 1011.71(2) or shall raise an equivalent amount of revenue from the school capital outlay surtax authorized under s. 212.055(6). Any district with a new or active project, funded under the provisions of this subsection, shall be required to budget no more than the value of 1 mill per year to the project until the district's participation requirement relating to the local discretionary

capital improvement millage or the equivalent amount of revenue from the school capital outlay surtax is satisfied.

9. If a contract has not been signed 90 days after the advertising of bids, the funding for the specific project shall revert to the Special Facility New Construction Account to be reallocated to other projects on the list. However, an additional 90 days may be granted by the commissioner.

10. The department shall certify the inability of the district to fund the survey-recommended project over a continuous 3-year period using projected capital outlay revenue derived from s. 9(d), Art. XII of the State Constitution, as amended, paragraph (3)(a) of this section, and s. 1011.71(2).

11. The district shall have on file with the department an adopted resolution acknowledging its commitment to satisfy its participation requirement, which is equivalent to all unencumbered and future revenue acquired from s. 9(d), Art. XII of the State Constitution, as amended, paragraph (3)(a) of this section, and s. 1011.71(2), in the year of the initial appropriation and for the 2 years immediately following the initial appropriation.

12. ~~Phase I Final phase III~~ plans must be approved ~~certified~~ by the district school board as ~~being complete and~~ in compliance with the building and life safety codes before June 1 of the year the application is made.

(6)

(b)1. A district school board may not use funds from the following sources: Public Education Capital Outlay and Debt Service Trust Fund; School District and Community College District Capital Outlay and Debt Service Trust Fund; Classrooms First Program funds provided in s. 1013.68; nonvoted 1.5-mill levy of ad valorem property taxes provided in s. 1011.71(2); Classrooms for Kids Program funds provided in s. 1013.735; District Effort Recognition Program funds provided in s. 1013.736; or High Growth District Capital Outlay Assistance Grant Program funds provided in s. 1013.738 ~~to pay for any portion of the cost of for~~ any new construction of educational plant space with a total cost per student station, including change orders, ~~which exceeds that equals more than:~~

- a. \$17,952 for an elementary school;
- b. \$19,386 for a middle school; or
- c. \$25,181 for a high school,

(January 2006) as adjusted annually to reflect increases or decreases in the Consumer Price Index. *The department, in conjunction with the Office of Economic and Demographic Research, shall review and adjust the cost per student station limits to reflect actual construction costs by January 1, 2020, and annually thereafter. The adjusted cost per student station shall be used by the department for computation of the statewide average costs per student station for each instructional level pursuant to paragraph (d). The department shall also collaborate with the Office of Economic and Demographic Research to select an industry-recognized construction index to replace the Consumer Price Index by January 1, 2020, adjusted annually to reflect changes in the construction index.*

2. School districts shall maintain accurate documentation related to the costs of all new construction of educational plant space reported to the Department of Education pursuant to paragraph (d). The Auditor General shall review the documentation maintained by the school districts and verify compliance with the limits under this paragraph during its scheduled operational audits of the school district. ~~The department shall make the final determination on district compliance based on the recommendation of the Auditor General.~~

3. *Except for educational facilities and sites subject to a lease-purchase agreement entered pursuant to s. 1011.71(2)(e) Effective July 1, 2017,* in addition to the funding sources listed in subparagraph 1., a district school board may not use funds from any sources for new construction of educational plant space with a total cost per student station, including change orders, which equals more than the current adjusted amounts provided in sub-subparagraphs 1.a.-c. ~~which shall subsequently be adjusted annually to reflect increases or decreases in the Consumer Price Index.~~ However, if a contract has been executed for

architectural and design services or for construction management services before July 1, 2017, a district school board may use funds from any source for the new construction of educational plant space and such funds are exempt from the total cost per student station requirements.

4. A district school board must not use funds from the Public Education Capital Outlay and Debt Service Trust Fund or the School District and Community College District Capital Outlay and Debt Service Trust Fund for any new construction of an ancillary plant that exceeds 70 percent of the average cost per square foot of new construction for all schools.

(c) Except as otherwise provided, new construction for which a contract has been executed for architectural and design services or for construction management services by a district school board on or after July 1, 2017, may not exceed the cost per student station as provided in paragraph (b). ~~A school district that exceeds the cost per student station provided in paragraph (b), as determined by the Auditor General, shall be subject to sanctions. If the Auditor General determines that the cost per student station overage is de minimus or due to extraordinary circumstances outside the control of the district, the sanctions shall not apply. The sanctions are as follows:~~

1. ~~The school district shall be ineligible for allocations from the Public Education Capital Outlay and Debt Service Trust Fund for the next 3 years in which the school district would have received allocations had the violation not occurred.~~

2. ~~The school district shall be subject to the supervision of a district capital outlay oversight committee. The oversight committee is authorized to approve all capital outlay expenditures of the school district, including new construction, renovations, and remodeling, for 3 fiscal years following the violation.~~

a. ~~Each oversight committee shall be composed of the following:~~

(I) ~~One appointee of the Commissioner of Education who has significant financial management, school facilities construction, or related experience.~~

(II) ~~One appointee of the office of the state attorney with jurisdiction over the district.~~

(III) ~~One appointee of the Chief Financial Officer who is a licensed certified public accountant.~~

b. ~~An appointee to the oversight committee may not be employed by the school district; be a relative, as defined in s. 1002.33(24)(a)2., of any school district employee; or be an elected official. Each appointee must sign an affidavit attesting to these conditions and affirming that no conflict of interest exists in his or her oversight role.~~

(d) The department shall:

1. Compute for each calendar year the statewide average construction costs for facilities serving each instructional level, for relocatable educational facilities, for administrative facilities, and for other ancillary and auxiliary facilities. The department shall compute the statewide average costs per student station for each instructional level.

2. Annually review the actual completed construction costs of educational facilities in each school district. For any school district in which the total actual cost per student station, including change orders, exceeds the statewide limits established in paragraph (b), the school district shall report to the department the actual cost per student station and the reason for the school district's inability to adhere to the limits established in paragraph (b). The department shall collect all such reports and shall provide these reports to the Auditor General for verification purposes.

Cost per student station includes contract costs, ~~legal and administrative costs,~~ fees of architects and engineers, ~~and the cost of furniture and equipment; and site improvement costs.~~ Cost per student station does not include the cost of purchasing or leasing the site for the construction, ~~legal and administrative costs,~~ or the cost of related ~~site~~ offsite improvements. Cost per student station also does not include the cost for securing entries, checkpoint construction, lighting specifically designed for entry point security, security cameras, automatic locks and locking devices, electronic security systems, fencing designed to prevent

intruder entry into a building, bullet-proof glass, or other capital construction items approved by the school safety specialist to ensure building security for new educational, auxiliary, or ancillary facilities; ~~costs for these items must be below 2 percent per student station.~~

And the title is amended as follows:

Delete lines 246-264 and insert: F.S.; authorizing certain school districts to request funding from a specified account before completion of certain requirements; revising the information required to be included in a school district's request to receive certain funding; providing that specified restrictions do not apply to certain school districts; prohibiting district school boards from using specified funds to pay for any portion of the cost of certain new construction; requiring the department, in conjunction with the Office of Economic and Demographic Research, to annually review and adjust limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement that the department make the final determination on district compliance under specified circumstances; providing an exception to a prohibition on the usage of specified funds by district school boards; deleting obsolete language; revising the calculation methodology relating to a prohibition on funding for district school boards; deleting a requirement that school districts be subject to sanctions under certain circumstances; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.;

On motion by Senator Diaz, by two-thirds vote, **CS for SB 7070**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—23

Mr. President	Diaz	Mayfield
Albritton	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Hutson	Wright
Broxson	Lee	

Nays—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

SPECIAL GUESTS

The President recognized Lieutenant Governor Jeanette Nuñez who was present in the chamber.

Senator Taddeo recognized her mother, Elizabeth Taddeo, who was present in the gallery.

CS for SB 116—A bill to be entitled An act relating to motor vehicle racing; amending s. 316.191, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 116**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 611** was withdrawn from the Committees on Infrastructure and Security; and Rules.

On motion by Senator Stewart—

CS for HB 611—A bill to be entitled An act relating to motor vehicle racing; amending ss. 316.191 and 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—a companion measure, was substituted for **CS for SB 116** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 611** was placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

SB 120—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; amending s. 1003.481, F.S.; extending the scheduled expiration of the pilot program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 120** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 236—A bill to be entitled An act relating to public records and public meetings; amending s. 112.324, F.S.; providing an exception to the expiration of certain public records and public meetings exemptions under specified circumstances; prohibiting the disclosure of the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, in any portion of a proceeding conducted by the Commission on Ethics, a commission on ethics and public trust, or a county or a municipality that has established a local investigatory process which is open to the public; providing for future legislative review and repeal; amending s. 119.071, F.S.; providing an exemption from public records requirements for complaints, referrals, and reports alleging sexual harassment or sexual misconduct, and any related records, which are held by an agency; specifying conditions upon which the exemption expires; providing that the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, remains confidential and exempt from public records requirements; authorizing disclosure under specified circumstances; providing for future legislative review and repeal; amending s. 286.0113, F.S.; providing an exemption from public meetings requirements for any portion of a meeting that would reveal records involving an allegation of sexual harassment or sexual misconduct made confidential and exempt under the act; specifying conditions upon which the exemption expires; prohibiting the disclosure of the personal identifying information of an alleged victim of sexual harassment or sexual misconduct, or information that could assist an individual in determining the identity of such alleged victim, in any portion of a meeting open to the public; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 236** was placed on the calendar of Bills on Third Reading.

On motion by Senator Albritton—

CS for SB 262—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; providing for the name of a child's guardian ad litem or attorney ad litem to be entered on court orders in dependency proceedings; amending s. 39.0136, F.S.; requiring cooperation between certain parties and the court to achieve permanency for a child as soon as possible; requiring the Department of Children and Families to ensure that parents have the information necessary to contact their case manager; requiring that a new case manager who is assigned to a case

notify the parent and provide updated contact information; specifying that continuances and extensions of time by the court on its own motion may not exceed a certain period of time; amending s. 39.402, F.S.; specifying that time limitations governing placement of a child in a shelter do not include continuances requested by the court; requiring the court to advise parents in plain language what is expected of them to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.507, F.S.; requiring the court during an adjudicatory hearing to advise parents in plain language of certain requirements to achieve permanency with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.521, F.S.; requiring the department to serve copies of the case plan and the family functioning assessment on the parents of the child and provide copies of the plan and assessment to the other parties; amending s. 39.522, F.S.; specifying that a postdisposition hearing, if needed, must occur before a child achieves a permanency placement; amending s. 39.6011, F.S.; requiring that the written notice in a case plan include certain responsibilities and actions required of the parents and inform the parent that a breach of the case plan by the parent's action or inaction may result in an earlier filing of a petition for termination of parental rights; requiring the department to ensure that the parent has certain contact information and to explain certain strategies included in the case plan; providing a timeframe for referrals for services; amending s. 39.6012, F.S.; expanding the tasks and services a case plan must describe; amending s. 39.6013, F.S.; conforming a cross-reference; amending s. 39.621, F.S.; requiring the court to hold permanency hearings within specified timeframes; requiring that the case plan be updated at a permanency hearing unless the child will achieve permanency within a specified timeframe; amending s. 39.806, F.S.; specifying that grounds for termination of parental rights may be established when a case plan is materially breached by a parent or parents' action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition within a specified timeframe following termination of parental rights; providing an effective date.

—was read the second time by title.

Senator Albritton moved the following amendment which was adopted:

Amendment 1 (461946)—Delete line 252 and insert:

(1) *At any time before a child is residing in the permanent*

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

Senator Albritton moved the following amendment which was adopted:

Amendment 2 (452716) (with title amendment)—Delete lines 383-404 and insert:

Section 10. Present subsection (12) of section 39.621, Florida Statutes, is redesignated as subsection (11), and subsection (10) and present subsection (11) of that section are amended, to read:

39.621 Permanency determination by the court.—

(10) The permanency placement is intended to continue

And the title is amended as follows:

Delete lines 48-52 and insert: s. 39.621, F.S.; revising when a court must hold certain hearings relating to dependency cases; amending s.

Pursuant to Rule 4.19, **CS for SB 262**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SJR 362—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

—was read the second time by title.

Pursuant to Rule 4.19, **SJR 362** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 442—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and State Board of Education, in consultation with the Department of Veterans' Affairs, to create a uniform system for the award of postsecondary credit to certain servicemembers and veterans of the United States Armed Forces; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing membership and duties of the workgroup; providing administrative support for the workgroup; requiring the workgroup to provide recommendations to the Board of Governors and State Board of Education by a specified date; requiring the Articulation Coordinating Committee to review and identify military experience and credentials for postsecondary credit by a specified date; requiring the Articulation Coordinating Committee to approve and the Board of Governors and State Board of Education to adopt a specified list; requiring certain postsecondary institutions to award credit for specified military experience and credentials; authorizing the award of additional credits; requiring that certain credits be transferrable between specified postsecondary institutions; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the Armed Forces of the United States, certain veterans, and their spouses and dependents; providing reporting requirements for such institutions; requiring the Board of Governors and the State Board of Education, respectively, to adopt regulations and rules; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 442** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 642** was deferred.

On motion by Senator Braynon—

SB 742—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; including certain commercial mobile radio service providers within the definition of the term "eligible telecommunications carrier"; authorizing the Public Service Commission to designate any commercial mobile radio service provider as an eligible telecommunications carrier for the limited purpose of providing Lifeline service; deleting a provision requiring carriers to allow subscribers to demonstrate continued eligibility for Lifeline service under certain conditions; requiring subscribers to furnish proof of eligibility upon request from the carrier or the Federal Communications Commission or its designee; revising the carriers that may provide Lifeline service; revising Lifeline service eligibility; deleting obsolete provisions; revising the entities with which the commission may exchange certain information; amending s. 364.107, F.S.; revising the entities to which certain information relating to Lifeline service eligibility may be released; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 742** was placed on the calendar of Bills on Third Reading.

On motion by Senator Rader—

CS for SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 828** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President recognized Senator Alex Diaz de la Portilla who was present in the chamber.

Consideration of **CS for CS for CS for SB 908** was deferred.

RECESS

The President declared the Senate in recess at 12:21 p.m. to reconvene at 2:00 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 2:54 p.m. A quorum present—37:

Mr. President	Diaz	Powell
Albritton	Gainer	Rader
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Benacquisto	Harrell	Simmons
Berman	Hooper	Simpson
Book	Hutson	Stewart
Bracy	Lee	Taddeo
Bradley	Mayfield	Thurston
Brandes	Montford	Torres
Braynon	Passidomo	Wright
Broxson	Perry	
Cruz	Pizzo	

SPECIAL ORDER CALENDAR, continued

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; creating chapter 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing requirements concerning certain criminal defendants subject to immigration detainers or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an alien unlawfully present in the United States under certain circumstances; providing an exception to reporting requirements for crime victims or witnesses; requiring recordkeeping relating to crime victim and witness cooperation in certain investigations; specifying duties concerning immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; providing for applicability to certain education records; prohibiting discrimination on specified grounds; providing for implementation; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

—was read the second time by title.

Senator Rodriguez moved the following amendments which failed:

Amendment 1 (774036)—Delete lines 56-75 and insert:
pursuant to 8 U.S.C. ss. 1226 and 1357, along with a valid judicial warrant issued in compliance with s. 901.02(2).

Amendment 2 (856714)—Delete lines 102-105 and insert:

(d) *Providing a federal immigration agency with an inmate's*

SENATOR SIMMONS PRESIDING

Senator Rodriguez moved the following amendment which was adopted:

Amendment 3 (945124)—Delete line 110 and insert:
System and the Florida College System. The term does not include the Department of Children and Families or the employees of the department.

The vote was:

Yeas—19

Berman	Gibson	Rouson
Book	Lee	Stewart
Bracy	Montford	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rader	
Flores	Rodriguez	

Nays—17

Albritton	Diaz	Mayfield
Baxley	Gainer	Passidomo
Bean	Gruters	Perry
Bradley	Harrell	Simpson
Brandes	Hooper	Wright
Broxson	Hutson	

THE PRESIDENT PRESIDING

Senator Rodriguez moved the following amendments which failed:

Amendment 4 (460234) (with title amendment)—Delete line 110 and insert:
System and the Florida College System. The term does not include the Department of Education or the employees of the department.

908.1025 Chapter applicability.—This chapter does not apply to school resource officers, participants of a school guardian program, or any law enforcement agencies or local governmental entities while operating at any educational facility or institution, including public, private, and charter K-12 schools in this state.

And the title is amended as follows:

Between lines 5 and 6 insert: providing applicability;

Amendment 5 (390296)—Delete line 110 and insert:
System and the Florida College System. The term does not include the Division of Emergency Management.

On motion by Senator Gruters, further consideration of **CS for CS for CS for SB 168**, as amended, was deferred.

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

BILLS ON THIRD READING

CS for SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children be equipped with a reliable alarm system that prompts the driver to inspect the vehicle for children before exiting the vehicle; requiring the Department of Children and Families to adopt by rule minimum safety standards and to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, **CS for SB 94** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—1

Brandes

Vote after roll call:

Yea—Hutson

CS for SB 190—A bill to be entitled An act relating to higher education; amending s. 11.45, F.S.; requiring the Auditor General to verify the accuracy of unexpended amounts in specified funds certified by university and Florida College System institution chief financial officers; amending s. 215.985, F.S.; requiring employees and officers of Florida College System institutions to be included in a Department of Management Services website that provides specified information relating to such employees or officers; amending s. 216.136, F.S.; requiring the Revenue Estimating Conference to provide a maximum appropriation estimate assuming the full utilization of bonding; requiring the conference to determine maximum appropriations assuming average bonding capacities for specified years; providing an expiration date; amending s. 1001.03, F.S.; requiring the State Board of Education to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities for Florida College System institutions; requiring the State Board of Education to develop a points-based prioritization method to rank projects based on specified criteria; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; requiring weighted values within the point scale; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review its space need calculation methodology and to present a summary and preliminary recommendations to the chairs of the legislative appropriations committees by a specified date and at a specified interval thereafter; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; requiring the board to define data components and methodology for specified purposes; requiring state universities to submit annual institutional audits to the board's Office of Inspector General; requiring the board to match certain student information with specified educational and employment records; requiring the board to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring the board to consider specified criteria for certain projects; requiring weighted values within the point scale; requiring the Board of Governors to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the Board of Governors to review and submit its space need calculation methodology; amending s. 1004.70, F.S.; prohibiting a Florida College System institution direct-support organization from

giving, directly or indirectly, any gift to a political committee; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include a reverse transfer agreement for students transferring from a Florida College System institution to a state university without having earned an associate in arts degree; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish "2+2" targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending s. 1007.25, F.S.; requiring a university to, at specified times, notify students enrolled at the university of the criteria and option to request an associate in arts degree; requiring that universities notify students not enrolled at the university who meet specified criteria of the option to receive an associate in arts degree, beginning with students enrolled in the 2018-2019 academic year and thereafter; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to the State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions' boards of trustees to document compliance with the law under certain circumstances; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities' boards of trustees to document compliance with the law under certain circumstances; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; deleting provisions relating to scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; amending s. 1011.45, F.S.; requiring each state university to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring a university that fails to maintain such balance to submit a plan to the Board of Governors to attain the minimum balance; requiring each university with a carry forward balance in excess of 7 percent to submit a spending plan to the university board of trustees; specifying requirements and authorized expenditures in such

spending plan; requiring each university chief financial officer to certify annually the unexpended amount of carry forward amounts from specified funds; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; creating s. 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; amending s. 1011.84, F.S.; establishing a threshold of the unencumbered balance at a Florida College System institution based on the final FTE at the Florida College System institution in the prior year; requiring each Florida College System institution chief financial officer to annually certify the unexpended amount of specified funds; amending s. 1013.03, F.S.; requiring the State Board of Education and the Board of Governors to establish uniform space utilization standards that include standards for post-secondary classroom and teaching laboratory space; requiring the State Board of Education and the Board of Governors to adopt standards for use in each Florida College System institution's and state university's survey; requiring the State Board of Education and the Board of Governors to define and apply specified space utilization metrics when calculating space need; amending s. 1013.31, F.S.; requiring projections for facility space needs for each Florida College System institution to comply with specified space needs utilization standards and metrics; requiring projections for facility space needs for each state university to comply with specified space needs utilization standards and metrics; amending s. 1013.40, F.S.; prohibiting the finance of additional dormitory beds through the issuance of bonds by Florida College System institutions; providing that bonds may be issued by nonpublic entities as part of a public-private partnership; amending s. 1013.60, F.S.; requiring the Commissioner of Education to develop a budget request allocation plan for a specified purpose; establishing requirements for the budget request allocation plan to include an assessment over the 3 years of the plan of the amount of state funding needed to complete previously funded projects; amending s. 1013.64, F.S.; requiring the Board of Governors to specify by regulation the procedures for reporting or expending specified funds; requiring each university to report expended amounts from all sources; requiring the State Board of Education to specify by rule the procedures for the reporting of specified funds appropriated or expended; establishing a timeframe by which the State Board of Education and Board of Governors must update the capital outlay project list, with specified criteria; creating s. 1013.841, F.S.; requiring unexpended amounts in any fund in any Florida College System institution current year state operating budget to be carried forward and included in the approved operating budget for the following year; requiring each Florida College System institution with a final FTE of less than 15,000 to maintain a minimum carry forward balance of at least 5 percent of its state operating budget; requiring each Florida College System institution president, if the institution fails to maintain such balance, to provide written notification to the State Board of Education; requiring each Florida College System institution with a final FTE of less than 15,000 that retains a state operating fund carry forward balance in excess of 5 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring each Florida College System institution with a final FTE of 15,000 or greater to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring each Florida College System institution with a final FTE of 15,000 or greater that retains a state operating fund carry forward balance in excess of 7 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring that state university and Florida College System institution project surveys must utilize updated space need calculations; providing an effective date.

—as amended April 24, was read the third time by title.

Senator Perry moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (563590) (with title amendment)—Between lines 696 and 697 insert:

Section 12. Subsection (2) of section 1009.286, Florida Statutes, is amended to read:

1009.286 Additional student payment for hours exceeding baccalaureate degree program completion requirements at state universities.—

(2) State universities shall require a student to pay an excess hour surcharge for each credit hour in excess of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled. *Each university must calculate an excess hour threshold for each student based on the number of credit hours required for the degree. For any student who changes degree programs, the excess hour threshold must be adjusted only if the number of credit hours required to complete the new degree program exceeds that of the original degree program.* The excess hour surcharge ~~shall become effective~~ for students who enter a state university for the first time and maintain continuous enrollment is as follows:

(a) For the 2009-2010 and 2010-2011 academic years, an excess hour surcharge equal to 50 percent of the tuition rate for each credit hour in excess of 120 percent.

(b) For the 2011-2012 academic year, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 115 percent.

(c) For the 2012-2013 academic year *through the 2019 spring term and thereafter*, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 110 percent. *For the 2019 summer term and thereafter, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 120 percent.* Notwithstanding the requirements of this subsection, a state university shall refund the excess hour surcharge assessed pursuant to this paragraph for up to 12 credit hours to any first-time-in-college student who completes a baccalaureate degree program within 4 years after his or her initial enrollment in a state university.

And the title is amended as follows:

Delete line 107 and insert: circumstances; amending s. 1009.286, F.S.; requiring a state university to calculate an excess hour threshold for each student based on specified criteria; providing that the excess hour threshold may be adjusted only under certain circumstances; revising the threshold for assessing the excess credit hour surcharge; amending s. 1009.53, F.S.; removing a

Senator Stargel moved the following amendment which was adopted by two-thirds vote:

Amendment 2 (539338)—Delete lines 1662-1664 and insert: *included in the inventory required pursuant to s. 1013.31;*

(e) *Operating expenditures that support the Florida College System institution's mission which are nonrecurring; and*

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

Senator Stargel moved the following amendment which was adopted by two-thirds vote:

Amendment 3 (299628) (with title amendment)—Between lines 537 and 538 insert:

Section 6. Present subsection (7) of section 1004.335, Florida Statutes, is redesignated as subsection (8), a new subsection (7) is added to that section, and subsection (1), paragraphs (a) and (g) of subsection (4), subsection (5), and paragraph (a) of subsection (6) of that section are amended, to read:

1004.335 Accreditation consolidation of University of South Florida branch campuses.—

(1) The University of South Florida Consolidation Planning Study and Implementation Task Force is established to develop recommendations to improve service to students by phasing out the separate accreditation of the University of South Florida St. Petersburg branch campus and the University of South Florida Sarasota/Manatee branch campus, which were conferred by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) pursuant to ss. 1004.33 and 1004.34, respectively.

(4) No later than February 15, 2019, the task force must submit a report to the University of South Florida Board of Trustees which includes, at a minimum, recommendations on the following:

(a) Identification of specific degrees in programs of strategic significance, including health care, science, technology, engineering, mathematics, and other program priorities to be offered at the Uni-

versity of South Florida St. Petersburg *branch campus* and the University of South Florida Sarasota/Manatee *branch campus* and the timeline for the development and delivery of programs on each campus;

(g) Developing and delivering integrated academic programs, student and faculty governance, and administrative services to better serve the students, faculty, and staff at the University of South Florida College of Marine Science, the University of South Florida Sarasota/Manatee *branch campus*, and the University of South Florida St. Petersburg *branch campus*.

(5) No later than March 15, 2019, the Board of Trustees of the University of South Florida, after considering the recommendations of the task force, must adopt and submit to the Board of Governors an implementation plan that:

(a) Establishes a timeline for each step that is necessary to terminate the separate accreditation for each campus no later than June 30, 2020, *while maintaining branch campus status for both campuses*, so that there is no lapse in institutional accreditation for any campus during the phasing-out process.

(b) Minimizes disruption to students attending ~~any~~ the University of South Florida ~~or any of its branch campuses campus~~ so that the consolidation of SACSCOC accreditation does not impede a student's ability to graduate within 4 years after initial first-time-in-college enrollment.

(c) Requires that, on or before July 1, 2020, the entirety of the University of South Florida, including all *branch campuses* and other component units of the university, operate under a single institutional accreditation from the SACSCOC.

(d) Requires that, on each regularly scheduled submission date subsequent to July 1, 2020, the University of South Florida report consolidated data for all of the university's campuses and students to the Integrated Postsecondary Education Data System and to the Board of Governors. The Board of Governors shall use the consolidated data for purposes of determining eligibility for funding pursuant to ss. 1001.7065 and 1001.92. *However, if the University of South Florida meets the deadline outlined in paragraph (c) and the University of South Florida Sarasota/Manatee and the University of South Florida St. Petersburg maintain branch campus status as defined in subsection (7), the Board of Governors may not use the consolidated data for purposes of determining eligibility for funding pursuant to s. 1001.7065 until July 1, 2022.*

The Board of Governors shall monitor the fidelity of the implementation of the plan.

(6) Notwithstanding ss. 1001.7065 and 1001.92 or any Board of Governors regulation to the contrary relating to the calculation of graduation rates and retention rates, a student who meets all of the following criteria may not be counted by the Board of Governors when calculating or confirming the graduation rate or the retention rate of the University of South Florida under those sections:

(a) The student was admitted to and initially enrolled before the spring 2020 semester as a first-time-in-college student at the University of South Florida St. Petersburg *branch campus* or the University of South Florida Sarasota/Manatee *branch campus*.

(7) *For purposes of this section, a branch campus is an instructional site located geographically apart and independent of the main campus of the institution. A location is independent of the main campus if the location:*

- (a) *Is permanent in nature;*
- (b) *Offers courses in educational programs leading to a degree, diploma, certificate, or other recognized educational credential;*
- (c) *Has its own faculty and administrative or supervisory organization; and*
- (d) *Has its own budgetary and hiring authority.*

And the title is amended as follows:

Delete line 65 and insert: its space need calculation methodology; amending s. 1004.335, F.S.; clarifying that the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee are branch campuses; revising the date the Board of Gover-

nors will use specified data to determine funding under certain circumstances; requiring the Board of Governors to monitor the implementation of a specified plan; providing requirements for specified campuses to be considered branch campuses; amending s.

On motion by Senator Stargel, **CS for SB 190**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Pizzo
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Nays—2

Powell	Thurston
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Vote after roll call:

Yea—Brandes, Hutson

Nay—Bracy

HB 445—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was read the third time by title.

On motion by Senator Berman, **HB 445** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Cruz	Perry	Torres
Diaz	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Brandes, Hutson

CS for CS for SB 322—A bill to be entitled An act relating to health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing

that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; amending s. 627.6045, F.S.; revising applicability of requirements relating to preexisting conditions; revising the font size for a certain disclosure; creating s. 627.6046, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to group health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state’s current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

—as amended April 24, was read the third time by title.

SENATOR SIMMONS PRESIDING

On motion by Senator Simpson, **CS for CS for SB 322**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Diaz	Perry
Albritton	Flores	Simmons
Baxley	Gainer	Simpson
Bean	Gruters	Stargel
Benacquisto	Harrell	Stewart
Bradley	Hooper	Taddeo
Broxson	Mayfield	Wright
Cruz	Passidomo	

Nays—14

Berman	Braynon	Montford
Book	Farmer	Pizzo
Bracy	Gibson	Powell

Rader	Rouson	Torres
Rodriguez	Thurston	

Vote after roll call:

Yea—Hutson

Nay—Brandes

CS for CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams’ information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for CS for CS for SB 452** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

CS for CS for SB 494—A bill to be entitled An act relating to the Firefighters’ Bill of Rights; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for CS for SB 494** was passed and certified to the House. The vote on passage was:

Yeas—36

Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Passidomo	Thurston
Cruz	Perry	Torres
Diaz	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson, Montford

CS for CS for CS for SB 862—A bill to be entitled An act relating to lessor liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee's agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee's failure to have in effect the required coverage does not impose liability on the lessor; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for CS for SB 862** was passed and certified to the House. The vote on passage was:

Yeas—29

Albritton	Broxson	Montford
Baxley	Cruz	Passidomo
Bean	Diaz	Perry
Benacquisto	Flores	Simmons
Berman	Gibson	Simpson
Book	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Lee	Wright
Braynon	Mayfield	

Nays—8

Farmer	Rader	Thurston
Gainer	Rodriguez	Torres
Powell	Rouson	

Vote after roll call:

Yea—Mr. President, Hutson

Nay to Yea—Powell

SB 910—A bill to be entitled An act relating to court-ordered treatment programs; amending s. 394.47891, F.S.; providing that veterans who were discharged or released under any condition, individuals who are current or former United States Department of Defense contractors, and individuals who are current or former military members of a foreign allied country are eligible in a certain Military Veterans and Servicemembers Court Program; amending s. 948.08, F.S.; authorizing a person who is charged with a certain felony and identified as a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or

an individual who is a current or former military member of a foreign allied country to be eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.16, F.S.; authorizing a veteran who is discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country and who is charged with a misdemeanor to be eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; authorizing the court to impose a condition requiring a probationer or community controllee who is a veteran discharged or released under any condition, an individual who is a current or former United States Department of Defense contractor, or an individual who is a current or former military member of a foreign allied country to participate in a certain treatment program under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **SB 910** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

CS for CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program licensure; requiring the department to deny a license or renewal to certain applicants; authorizing certain industrial hemp pilot projects to participate in the program; providing for the distribution and retail sale of hemp extract; providing civil penalties; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing for the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term "cannabis" to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year;

providing a directive to the Division of Law Revision; providing an effective date.

—as amended April 24, was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 1020**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Lee	Stargel
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Cruz	Passidomo	Thurston
Diaz	Perry	Torres
Farmer	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President, Bracy, Brandes, Hutson

SB 1136—A bill to be entitled An act relating to cyberharassment; amending s. 784.049, F.S.; revising legislative intent; redefining the terms “personal identifying information” and “sexually cyberharass”; providing criminal penalties; reenacting ss. 901.15(16), 901.41(5), and 933.18(11), F.S., relating to lawful arrests by officers without a warrant, prearrest diversion programs, and when a warrant may be issued for the search of a private dwelling, respectively, to incorporate the amendment made to s. 784.049, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Harrell, **SB 1136** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

Nay—Brandes

SB 1552—A bill to be entitled An act relating to the Florida Red Tide Mitigation and Technology Development Initiative; creating s. 379.2273, F.S.; providing legislative intent; establishing the Florida Red Tide Mitigation and Technology Development Initiative; providing the purpose and goal of the initiative; providing for funding; requiring the initiative to submit an annual report by a specified date to the Gover-

nor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council; providing for the meetings, membership, terms of office, and compensation of the council; providing for expiration of the initiative; providing appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Gruters, **SB 1552** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

SB 7076—A bill to be entitled An act relating to state university building designations; amending s. 1001.706, F.S.; requiring the Board of Governors to adopt regulations regarding the naming or renaming of state university facilities; specifying elements that must be addressed in the naming or renaming process; providing applicability; repealing chapter 73-370, Laws of Florida, relating to the designation of a Florida State University facility; rescinding designation of a building located at Florida State University, at the recommendation of the university; providing legislative intent; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **SB 7076** was passed and certified to the House. The vote on passage was:

Yeas—34

Albritton	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Lee	Stargel
Bradley	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Flores	Powell	

Nays—1

Baxley

Vote after roll call:

Yea—Mr. President, Brandes, Farmer, Hutson, Thurston

Yea to Nay—Broxson

CS for SB 7098—A bill to be entitled An act relating to death benefits; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for SB 7098** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for SB 732—A bill to be entitled An act relating to office surgery; amending s. 456.074, F.S.; authorizing the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; requiring the department to revoke the registration of an office when its non-compliance constitutes an immediate or imminent danger to the health or safety of the public; amending s. 458.309, F.S.; deleting a provision relating to registration and inspection of an office in which a physician

performs certain procedures or office surgeries; creating s. 458.328, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 458.331, F.S.; providing that a physician performing certain procedures or office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.005, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 459.0138, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Osteopathic Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 459.015, F.S.; providing that the performance of certain procedures or office surgeries by a physician in an unregistered office constitutes grounds for denial of a license or disciplinary action; providing an effective date.

—as amended April 24, was read the third time by title.

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

Senator Flores moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (424552) (with title amendment)—Delete lines 82-93 and insert:

(6) *The department must issue an emergency order suspending or restricting the registration of an office registered under s. 458.328 or s. 459.0139 upon a finding of probable cause that the office or a physician practicing in the office is not in compliance with the standards of practice for office surgery adopted by the boards pursuant to s. 458.328 or s. 459.0138, as applicable, or is in violation of s. 458.331(1)(v) or s. 459.015(1)(z), and that such noncompliance or violation constitutes an immediate danger to the public.*

And the title is amended as follows:

Delete lines 3-9 and insert: 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; amending s. 458.309,

Amendment 2 (135768) (with title amendment)—Delete lines 160-162 and insert:

If an office's registration is revoked for

And the title is amended as follows:

Delete lines 26-29 and insert: inspections; providing exceptions; requiring the

Amendment 3 (439154) (with title amendment)—Delete lines 269-271 and insert:

If an office's registration is revoked for

And the title is amended as follows:

Delete lines 58-61 and insert: certain inspections; providing exceptions; requiring the

On motion by Senator Flores, **CS for CS for SB 732**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for CS for CS for SB 76—A bill to be entitled An act relating to driving while using a wireless communications device; amending s. 316.305, F.S.; revising a short title; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device; providing for repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device; revising exceptions to such prohibition; providing that a user's billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes involving serious bodily injury; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; deleting a provision requiring that enforcement be accomplished only as a secondary action; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to

implement a statewide campaign to raise awareness of and encourage compliance with the prohibition on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for CS for CS for CS for SB 76**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 107** was withdrawn from the Committees on Infrastructure and Security; and Rules.

On motion by Senator Simpson, the rules were waived and by two-thirds vote—

CS for HB 107—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for CS for SB 76** and 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 Simpson moved the following amendment:

Amendment 1 (856614) (with title amendment)—Delete line 104 and insert:

Section 2. Effective October 1, 2019, section 316.306, Florida Statutes, is created to read:

316.306 School and work zones; prohibition on the use of a wireless communications device in a handheld manner.—

(1) For purposes of this section, the term “wireless communications device” has the same meaning as provided in s. 316.305(3)(a). The term includes, but is not limited to, a cell phone, a tablet, a laptop, a two-way messaging device, or an electronic game that is used or capable of being used in a handheld manner. The term does not include a safety, security, or convenience feature built into a motor vehicle which does not require the use of a handheld device.

(2) It is the intent of the Legislature to:

(a) Improve roadway safety in school and work zones for all vehicle operators, vehicle passengers, bicyclists, pedestrians, and other road users.

(b) Prevent crashes related to the act of driving while using a wireless communications device in a handheld manner when operating a motor vehicle while the vehicle is in motion.

(c) Reduce injuries, deaths, property damage, health care costs, health insurance rates, and automobile insurance rates related to motor vehicle crashes.

(d) Authorize law enforcement officers to stop motor vehicles and issue citations to persons who are driving in school or work zones while using a wireless communications device in a handheld manner as provided in subsection (3).

(3)(a)1. A person may not operate a motor vehicle while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone area as defined in s. 316.003(101). For the purposes of this paragraph, a motor vehicle that is stationary is not being operated and is not subject to the prohibition in this paragraph.

2.a. During the period from October 1, 2019, through December 31, 2019, a law enforcement officer may stop motor vehicles to issue verbal or written warnings to persons who are in violation of subparagraph (a)1. for the purposes of informing and educating such persons of this section. This sub-subparagraph shall stand repealed on October 1, 2020.

b. Effective January 1, 2020, a law enforcement officer may stop motor vehicles and issue citations to persons who are driving while using a wireless communications device in a handheld manner in violation of subparagraph (a)1.

(b) Paragraph (a) does not apply to a motor vehicle operator who is:

1. Performing official duties as an operator of an authorized emergency vehicle as defined in s. 322.01, a law enforcement or fire service professional, or an emergency medical services professional.

2. Reporting an emergency or criminal or suspicious activity to law enforcement authorities.

3. Receiving messages that are:

- a. Related to the operation or navigation of the motor vehicle;
- b. Safety-related information, including emergency, traffic, or weather alerts;
- c. Data used primarily by the motor vehicle; or
- d. Radio broadcasts.

4. Using a device or system in a hands-free manner for navigation purposes.

5. Using a wireless communications device hands-free or hands-free in voice-operated mode, including, but not limited to, a factory-installed or after-market Bluetooth device.

6. Operating an autonomous vehicle, as defined in s. 316.003, in autonomous mode.

(c) A law enforcement officer who stops a motor vehicle for a violation of paragraph (a) must inform the motor vehicle operator of his or her right to decline a search of his or her wireless communications device and may not:

- 1. Access the wireless communications device without a warrant.
- 2. Confiscate the wireless communications device while awaiting issuance of a warrant to access such device.
- 3. Obtain consent from the motor vehicle operator to search his or her wireless communications device through coercion or other improper method. Consent to search a motor vehicle operator's wireless communications device must be voluntary and unequivocal.

(d) Only in the event of a crash resulting in death or serious bodily injury, as defined in s. 316.027, may a user's billing records for a wireless communications device, or the testimony of or written statements from appropriate authorities receiving such messages, be admissible as evidence in any proceeding to determine whether a violation of subparagraph (a)1. has been committed.

(e) Law enforcement officers must indicate the type of wireless communications device in the comment section of the uniform traffic citation.

(4)(a) Any person who violates this section commits a noncriminal traffic infraction, punishable as a moving violation, as provided in chapter 318, and shall have 3 points assessed against his or her driver license as set forth in s. 322.27(3)(d)7. For a first offense under this section, in lieu of the penalty specified in s. 318.18 and the assessment of points, a person who violates this section may elect to participate in a wireless communications device driving safety program approved by the Department of Highway Safety and Motor Vehicles. Upon completion of such program, the penalty specified in s. 318.18 and associated costs may be waived by the clerk of the court and the assessment of points must be waived.

(b) The clerk of the court may dismiss a case and assess court costs in accordance with s. 318.18(11)(a) for a nonmoving traffic infraction for a person who is cited for a first time violation of this section if the person shows the clerk proof of purchase of equipment that enables his or her personal wireless communications device to be used in a hands-free manner.

(5) Notwithstanding s. 318.21, all proceeds collected pursuant to s. 318.18 for violations of this section must be remitted to the Department of Revenue for deposit into the Emergency Medical Services Trust Fund of the Department of Health.

(6) When a law enforcement officer issues a citation for a violation of this section, the law enforcement officer must record the race and ethnicity of the violator. All law enforcement agencies must maintain such information and must report such information to the department in a form and manner determined by the department. Beginning February 1, 2020, the department shall annually report the data collected under this subsection to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The data collected must be reported at least by statewide totals for local law enforcement agencies, state law enforcement agencies, and state university law enforcement agencies. The statewide total for local law enforcement agencies must combine the data for the county sheriffs and the municipal law enforcement agencies.

Section 3. (1) The Department of Highway Safety and Motor Vehicles, in consultation with the Department of Transportation, may implement a statewide campaign to raise awareness of and encourage compliance with ss. 316.305 and 316.306, Florida Statutes. The Department of Highway Safety and Motor Vehicles may use television messaging, radio broadcasts, print media, digital strategies, social media, and any other form of messaging deemed necessary and appropriate by the department to implement the campaign.

(2) The Department of Highway Safety and Motor Vehicles may contract with counties, local law enforcement agencies, safety councils, and public schools to assist with planning and conducting the statewide campaign.

Section 4. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete lines 2-14 and insert: An act relating to wireless communications while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; creating s. 316.306, F.S.; defining the term "wireless communications device"; providing legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing construction; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing for repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing exceptions to such prohibition; requiring a law enforcement officer who stops a motor vehicle for a violation of driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone to inform the motor vehicle operator of his or her right to decline a search of his or her wireless communications device; prohibiting the law enforcement officer from taking specified actions; requiring certain consent to search a motor vehicle operator's wireless communications device; providing that a user's billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes resulting in death or serious bodily injury for certain purposes; requiring that law enforcement officers indicate

specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness of and encourage compliance with the prohibitions on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

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

Senator Simpson moved the following amendment to **Amendment 1 (856614)** which was adopted:

Amendment 1A (606016) (with title amendment)—Delete line 34 and insert:

defined in s. 316.003(101). This subparagraph shall only be applicable to work zone areas if construction personnel are present or are operating equipment on the road or immediately adjacent to the work zone area. For the purposes of this paragraph,

And the title is amended as follows:

Delete line 167 and insert: school zone, or work zone; providing applicability; providing construction;

Amendment 1 (856614), as amended, was adopted.

On motion by Senator Simpson, by two-thirds vote, **CS for HB 107**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Harrell	Rouson
Benacquisto	Hooper	Simmons
Berman	Hutson	Simpson
Book	Lee	Stargel
Bracy	Mayfield	Stewart
Broxson	Montford	Taddeo
Cruz	Passidomo	Thurston
Diaz	Perry	Torres
Farmer	Pizzo	Wright

Nays—5

Bradley	Gibson	Powell
Brandes	Gruters	

Vote after roll call:

Yea—Mr. President

THE PRESIDENT PRESIDING

SPECIAL ORDER CALENDAR, continued

On motion by Senator Lee—

SB 1098—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.094, F.S.; defining terms; providing that eligible job training organizations are entitled to receive a refund of a specified percentage of certain sales taxes remitted to the Department of Revenue; requiring such organizations to use the refund only for specified purposes; specifying a limit on the total amount of refunds issued by the department in any state fiscal year; requiring that refunds be granted on a first-come, first-served basis; specifying requirements for applying for a certain certification with the Department of Economic Opportunity; specifying requirements and procedures for the Department of Economic Opportunity in reviewing and approving applications; specifying that certifications remain valid so long as such organizations comply with certain requirements; providing that such organizations must annually apply for refunds with the Department of Revenue within a certain timeframe; providing requirements for refund applications; providing construction; requiring such organizations, under certain circumstances and at certain timeframes, to provide a specified report to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity to adopt rules; requiring the Department of Economic Opportunity to notify the Department of Revenue under certain circumstances; prohibiting the Department of Revenue from issuing refunds after receiving such notifications; authorizing the Department of Revenue to audit any refunds within a certain timeframe; providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (338420) (with directory and title amendments)—Delete lines 141-149 and insert:

Opportunity must notify the department by August 31. The department may not issue a refund after receiving such notification.

(c) *The overpayment of a refund or a refund issued to an ineligible organization is subject to repayment and interest at the rate calculated pursuant to s. 213.235.*

Section 2. (1) *The Department of Revenue is authorized, and all conditions are deemed met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering this act.*

(2) *Notwithstanding any other law, emergency rules adopted pursuant to subsection (1) are effective for 6 months after adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.*

(3) *This section expires July 1, 2020.*

Section 3. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the directory clause is amended as follows:

Delete line 40 and insert:

Section 1. Effective July 1, 2019, section 212.094, Florida Statutes, is created to

And the title is amended as follows:

Delete lines 32-36 and insert: providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of the authorization; providing effective dates.

Pursuant to Rule 4.19, **SB 1098**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

CS for CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; specifying requirements for a notice of medical necessity that an insured's treating physician may submit to the insurer within a certain timeframe; specifying means by which the notice is to be submitted; requiring the Financial Services Commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by an insurer if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for insurers under such circumstances; requiring insurers to maintain a record of formulary changes and submit an annual report to the Office of Insurance Regulation delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; specifying requirements for a notice of medical necessity that a subscriber's treating physician may submit to the health maintenance organization within a certain timeframe; specifying means by which the notice is to be submitted; requiring the commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by a health maintenance organization if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for health maintenance organizations under such circumstances; requiring health maintenance organizations to maintain a record of formulary changes and submit an annual report to the office delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Mayfield moved the following amendment:

Amendment 1 (494528) (with title amendment)—Delete lines 65-293 and insert:

this state shall provide general notification of the change in the formulary to current and prospective insureds in a readily accessible format on the insurer's website and notify, electronically or by first-class mail, any insured currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the insured's treating physician, including information on the specific drugs involved.

(2) *A health insurer shall maintain a record of any change in its formulary during the policy year and, within 90 days after the end of the policy year, submit an annual report to the office delineating such changes. The annual report must include, at a minimum:*

(a) *A list of all drugs that were removed from a formulary and the reasons for the removal;*

(b) *A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;*

(c) *The number of insureds notified by the insurer of a change in formulary; and*

(d) *The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.*

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in ben-*

efits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.

(a) At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.

(b) A health maintenance organization shall maintain a record of any change in its formulary during the policy year and, within 90 days after the end of the policy year, submit an annual report to the office delineating such changes. The annual report must include, at a minimum:

1. A list of all drugs that were removed from a formulary and the reasons for the removal;
2. A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to subscribers;
3. The number of subscribers notified by the health maintenance organization of a change in formulary; and
4. The increased cost, by dollar amount, incurred by subscribers because of such change in the formulary.

And the title is amended as follows:

Delete lines 6-53 and insert: current and prospective insureds, and the insureds' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; requiring such insurers to maintain a record of formulary changes and submit a certain annual report to the Office of Insurance Regulation within a certain timeframe; specifying requirements for the annual report; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers, and the subscribers' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; requiring such health maintenance organizations to maintain a record of formulary changes and submit a certain annual report to the office within a certain timeframe; specifying requirements for the annual report; providing a declaration of important state

Senator Mayfield moved the following substitute amendment:

Amendment 2 (636826) (with title amendment)—Delete lines 65-293 and insert:

this state shall provide general notification of the change in the formulary to current and prospective insureds in a readily accessible format on the insurer's website and notify, electronically or by first-class mail, any insured currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the insured's treating physician, including information on the specific drugs involved.

(2) A health insurer shall maintain a record of any change in its formulary during the policy year, and by March 1 annually, submit a report to the office delineating such changes. The annual report must include, at a minimum:

- (a) A list of all drugs that were removed from a formulary and the reasons for the removal;
- (b) A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;
- (c) The number of insureds notified by the insurer of a change in formulary; and
- (d) The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.

(3) By May 1 annually, the office shall:

- (a) Compile the data in such annual reports submitted by health insurers and prepare a report summarizing the data submitted;
- (b) Make the report publicly accessible on its website; and
- (c) Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must ~~shall~~ specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in benefits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.*

(a) *At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.*

(b) *A health maintenance organization shall maintain a record of any change in its formulary during the policy year, and by March 1 annually, submit a report to the office delineating such changes. The annual report must include, at a minimum:*

1. *A list of all drugs that were removed from a formulary and the reasons for the removal;*
2. *A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to subscribers;*
3. *The number of subscribers notified by the health maintenance organization of a change in formulary; and*
4. *The increased cost, by dollar amount, incurred by subscribers because of such change in the formulary.*

(c) *By May 1 annually, the office shall:*

1. *Compile the data in such annual reports submitted by health maintenance organizations and prepare a report summarizing the data submitted;*
2. *Make the report publicly accessible on its website; and*
3. *Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

And the title is amended as follows:

Delete lines 6-53 and insert: current and prospective insureds, and the insureds' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; requiring such insurers to maintain a record of formulary changes and submit a certain annual report to the Office of Insurance Regulation; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to annually post the report on its website and submit the report to the Governor and Legislature by a certain date; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers, and the subscribers' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; requiring such health maintenance organizations to maintain a record of formulary changes and submit a certain annual report to the office; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to an-

nually post the report on its website and submit the report to the Governor and Legislature; providing a declaration of important state

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

Senator Mayfield moved the following amendment to substitute **Amendment 2 (636826)** which was adopted:

Amendment 2A (675162)—Delete lines 14-126 and insert: *in its formulary during a calendar year. By March 1 annually, a health insurer shall submit a report to the office delineating such changes made in the previous calendar year. The annual report must include, at a minimum:*

- (a) *A list of all drugs that were removed from a formulary and the reasons for the removal;*
- (b) *A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;*
- (c) *The number of insureds notified by the insurer of a change in formulary; and*
- (d) *The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.*

(3) *By May 1 annually, the office shall:*

- (a) *Compile the data in such annual reports submitted by health insurers and prepare a report summarizing the data submitted;*
- (b) *Make the report publicly accessible on its website; and*
- (c) *Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after

the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. *A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.*

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must ~~shall~~ specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in benefits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.*

(a) *At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.*

(b) *A health maintenance organization shall maintain a record of any change in its formulary during a calendar year. By March 1 annually, a health maintenance organization shall submit a report to the office delineating such changes made in the previous calendar year. The annual report must include, at a*

Amendment 2 (636826), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1180**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

CS for CS for SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0616, F.S.; requiring the Department of Environmental Protection, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; creating s. 403.08715, F.S.; providing legislative findings; defining the term "biosolids"; prohibiting the land application of biosolids on certain sites; prohibiting the department from issuing or renewing certain permits; directing the department to initiate rulemaking by a specified date, adopt specified

rules for biosolids management, and implement a specified water quality monitoring program; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1278** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1306** was deferred.

By direction of the President, the Senate resumed consideration of—

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; creating chapter 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing requirements concerning certain criminal defendants subject to immigration detainers or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an alien unlawfully present in the United States under certain circumstances; providing an exception to reporting requirements for crime victims or witnesses; requiring recordkeeping relating to crime victim and witness cooperation in certain investigations; specifying duties concerning immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; providing for applicability to certain education records; prohibiting discrimination on specified grounds; providing for implementation; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

—which was previously considered and amended this day.

Senator Rodriguez moved the following amendment which failed:

Amendment 6 (256712) (with title amendment)—Delete lines 180-194 and insert:

(5) *A state entity, a local governmental entity, or a law enforcement agency implementing this chapter has an affirmative duty to inquire whether a person is a victim of or a witness to a criminal offense and, if so, such victim or witness may not be subject to this chapter.*

And the title is amended as follows:

Delete lines 18-21 and insert: circumstances; providing that certain entities or agencies have an affirmative duty to inquire whether a person is a victim of or a witness to a criminal offense, and if so, prohibiting the person from being subject to the act; specifying

The vote was:

Yeas—16

Berman	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Nays—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Senator Gruters moved the following amendment which was adopted:

Amendment 7 (771258) (with title amendment)—Delete lines 229-244 and insert:

(1) Any executive or administrative state, county, or municipal officer who violates his or her duties under this chapter may be subject to action by the Governor in the exercise of his or her authority under the State Constitution and state law. Pursuant to s. 1(b), Art. IV of the State Constitution, the Governor may initiate judicial proceedings in the name of the state against such officers to enforce compliance with any duty under this chapter or restrain any unauthorized act contrary to this chapter.

(2) In addition, the Attorney General may file suit against a local governmental entity or local law enforcement agency in a court of competent jurisdiction for declaratory or injunctive relief for a violation of this chapter.

(3) If a local governmental entity or local law enforcement agency violates this chapter, the court must enjoin the unlawful sanctuary policy. The court has continuing jurisdiction over the parties and subject matter and may enforce its orders with the initiation of contempt proceedings as provided by law.

(4) An order approving a consent decree or granting an injunction must include written findings of fact that describe with specificity the existence and nature of the sanctuary policy that violates this chapter.

And the title is amended as follows:

Delete line 25 and insert: providing for enforcement; providing for declaratory or injunctive relief; requiring a court to enjoin unlawful sanctuary policies; requiring written findings of fact under certain circumstances; providing for

Senator Rodriguez moved the following amendment which failed:

Amendment 8 (934022) (with title amendment)—Delete lines 245-249 and insert:

908.108 *Education facilities or institutions.*—This chapter does not apply to law enforcement agencies or local governmental entities operating at any educational facility or institution.

And the title is amended as follows:

Delete line 26 and insert: nonapplicability of the act to certain educational facilities and institutions;

Senator Powell moved the following amendment which failed:

Amendment 9 (810340)—Delete lines 255-256 and insert: disability of a person.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 7:00 p.m.

Senator Rodriguez moved the following amendments which failed:

Amendment 10 (363492) (with title amendment)—Between lines 256 and 257 insert:

908.111 *Repeal.*—This chapter shall stand repealed on July 1, 2022, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. The Office of Economic and Demographic Research, in consultation with the Office of Program Policy Analysis and Government Accountability, shall conduct a study on the fiscal impact of this act on every affected agency and entity. The study must, at a minimum, include the fiscal impact on state entities as defined in this act, on law enforce-

ment agencies as defined in this act, on local governmental entities as defined in this act, on tourism, on agriculture, and on the overall state economy. By January 1, 2021, the study must be completed and the Office of Economic and Demographic Research shall submit a report to the Governor, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.

And the title is amended as follows:

Delete line 28 and insert: providing for future legislative review and repeal; requiring a fiscal impact study; specifying minimum requirements for the study; providing a completion date for the study; requiring the submittal of a report to the Governor and the Legislature by a specified date; requiring repeal of

Amendment 11 (440066) (with title amendment)—Delete line 256 and insert:

United States Constitution or the State Constitution. A person aggrieved by a violation of this section may enforce any provision of this section by a civil action in any court of competent jurisdiction on behalf of herself or himself or on behalf of others similarly situated, and in addition to any judgment awarded, the appropriate court must allow reasonable attorney fees to be paid to the aggrieved person. The remedies in this section are cumulative of other remedies and this section may not be construed as a limitation.

And the title is amended as follows:

Between lines 27 and 28 insert: authorizing an aggrieved person to file a civil cause of action in a court of competent jurisdiction; providing for the payment of reasonable attorney fees;

Amendment 12 (916830) (with directory and title amendments)—Between lines 256 and 257 insert:

908.112 *Nonapplicability of chapter.*—This chapter does not apply to victims of sexual crimes.

And the directory clause is amended as follows:

Delete line 35 and insert: sections 908.101-908.112, is created to read:

And the title is amended as follows:

Between lines 27 and 28 insert: specifying nonapplicability of the act to victims of sexual crimes;

Amendment 13 (434128) (with directory and title amendments)—Between lines 256 and 257 insert:

908.111 *Nonapplicability of chapter.*—This chapter does not apply to victims of human trafficking, as described in s. 787.06.

And the directory clause is amended as follows:

Delete line 35 and insert: sections 908.101-908.111, is created to read:

And the title is amended as follows:

Between lines 27 and 28 insert: specifying nonapplicability of the act to victims of human trafficking;

Senator Torres moved the following amendment which failed:

Amendment 14 (589678) (with title amendment)—Between lines 260 and 261 insert:

Section 3. This act does not apply to an undocumented person who has served in the Armed Forces of the United States or a family member of such servicemember.

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

The vote was:

Yeas—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Nays—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Senator Torres moved the following amendment which failed:

Amendment 15 (943906) (with title amendment)—Between lines 260 and 261 insert:

Section 3. *This act does not apply to a person who has applied for refugee status under Title 8 of the United States Code before July 1, 2019, during the pendency of such application, and including any appeals.*

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

The vote was:

Yeas—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Nays—21

Mr. President	Broxson	Mayfield
Albritton	Gainer	Passidomo
Baxley	Gruters	Perry
Bean	Harrell	Simmons
Benacquisto	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Wright

Senator Taddeo moved the following amendment which failed:

Amendment 16 (248466) (with title amendment)—Between lines 260 and 261 insert:

Section 3. *This act does not apply to a recipient of Temporary Protected Status under federal law or of Deferred Action for Childhood Arrivals under federal law.*

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

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

Senator Diaz moved the following amendment which was adopted:

Amendment 17 (794338)—Between lines 194 and 195 insert:

(7) *This section does not authorize a law enforcement agency to detain an alien unlawfully present in the United States pursuant to an immigration detainer solely because the alien witnessed or reported a crime or was a victim of a criminal offense.*

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

Senator Simmons moved the following amendment:

Amendment 18 (657064)—Delete lines 88-94 and insert:
procedure, or custom adopted or allowed by a state entity or local governmental entity which knowingly prohibits or impedes a law enforcement agency from complying with 8 U.S.C. s. 1373(a) or (b) and which knowingly prohibits or impedes a law enforcement agency from communicating or cooperating with a federal immigration agency with respect to federal immigration enforcement so as to limit a law enforcement agency in, or prohibit the agency

SPECIAL GUESTS

The President recognized Chief Financial Officer Jimmy Patronis who was present in the chamber.

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

Senator Simmons moved the following substitute amendment which was adopted:

Amendment 19 (169200)—Delete lines 88-94 and insert:
procedure, or custom adopted or allowed by a state entity or local governmental entity which prohibits or impedes a law enforcement agency from complying with 8 U.S.C. s. 1373 or which prohibits or impedes a law enforcement agency from communicating or cooperating with a federal immigration agency so as to limit such law enforcement agency in, or prohibit the agency

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

Senator Pizzo moved the following amendment which was adopted:

Amendment 20 (532616) (with title amendment)—Between lines 194 and 195 insert:

(7) *This section does not apply to any alien unlawfully present in the United States if he or she is or has been a necessary witness or victim of a crime of domestic violence, rape, sexual exploitation, sexual assault, murder, manslaughter, assault, battery, human trafficking, kidnapping, false imprisonment, involuntary servitude, fraud in foreign labor contracting, blackmail, extortion, or witness tampering.*

And the title is amended as follows:

Delete line 21 and insert: cooperation in certain investigations; providing applicability; specifying

Pursuant to Rule 4.19, **CS for CS for CS for SB 168**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 7:30 p.m.

On motion by Senator Rodriguez—

SB 1338—A bill to be entitled An act relating to guardianship; amending s. 744.1097, F.S.; applying provisions relating to the determination of venue in proceedings for the appointment of a guardian to minors; amending s. 744.331, F.S.; requiring that a court dismiss a petition for determination of incapacity if all members of the examining

committee conclude that the person is not incapacitated, unless a certain motion is filed within a specified period; providing requirements for such motion; requiring the court to rule on the motion as soon as practicable; authorizing the court to impose sanctions under certain circumstances; amending s. 744.3701, F.S.; making technical revisions; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1338** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 1306—A bill to be entitled An act relating to the Women's Suffrage Centennial Commission; creating s. 267.0618, F.S.; creating the commission adjunct to the Department of State; providing for the purpose of the commission; specifying the composition of the commission and requirements of commission members; prescribing duties of the commission in order to ensure a suitable statewide observance of the centennial of women's suffrage; authorizing establishment of a youth working group; requiring the Division of Historical Resources of the department to provide administrative and staff support; providing for expiration; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1306** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1400** and **SB 1422** was deferred.

CS for CS for SB 1460—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; revising the criteria for hospitals to be included on the state list of stroke centers by the Agency for Health Care Administration; removing provisions requiring the agency to adopt rules establishing the criteria for such list; amending s. 395.30381, F.S.; revising provisions relating to the statewide stroke registry to conform to changes made by the act; amending s. 395.3039, F.S.; revising provisions prohibiting the advertisement of a hospital as a state-listed stroke center, unless certain conditions are met, to conform to changes made by the act; amending s. 395.3041, F.S.; requiring specified protocols to consider the capability of an emergency receiving facility to improve outcomes for certain patients; clarifying applicability; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for CS for SB 1460** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Pizzo

On motion by Senator Flores—

CS for SB 1476—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying a limit on annual rate increases, except for certain coverage, in policies issued by the corporation to insureds located in certain counties; providing for future expiration; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1476** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 1656—A bill to be entitled An act relating to criminal statutes; creating s. 775.022, F.S.; providing legislative intent; defining the term “criminal statute”; specifying that the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate specified circumstances; providing exceptions; providing that a reference to any other chapter, part, section, or subdivision of the Florida Statutes in a criminal statute or a reference within a criminal statute constitutes a general reference under the doctrine of incorporation by reference; 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 Lee moved the following amendment which was adopted:

Amendment 1 (225308)—Delete lines 34-51 and insert:
Legislature or as provided in subsections (4) and (5), the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate any of the following:

(a) *The prior operation of the statute or a prosecution or enforcement thereunder.*

(b) *A violation of the statute based on any act or omission occurring before the effective date of the act.*

(c) *A prior penalty, prior forfeiture, or prior punishment incurred or imposed under the statute.*

(4) *If a penalty, forfeiture, or punishment for a violation of a criminal statute is reduced by a reenactment or an amendment of a criminal statute, the penalty, forfeiture, or punishment, if not already imposed, must be imposed according to the statute as amended.*

(5) *This section may not be construed to limit the retroactive effect of any defense to a criminal statute enacted or amended by the Legislature in a criminal case that has not yet resulted in the imposition of a judgment or sentence by the trial court or an appellate decision affirming a judgment or sentence of the trial court.*

Pursuant to Rule 4.19, **CS for SB 1656**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7066**, **SB 342**, and **CS for CS for SB 418** was deferred.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Friday, April 26, 2019.

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

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, April 25, 2019: CS for SB 116, SB 120, CS for SB 236, CS for SB 262, SJR 362, CS for SB 442, CS for CS for SB 642, SB 742, CS for SB 828, CS for CS for CS for SB 908, CS for CS for CS for SB 168, SB 1098, CS for CS for CS for SB 1180, CS for CS for SB 1278, CS for SB 1306, SB 1338, CS for CS for SB 1400, SB 1422, CS for CS for SB 1460, CS for SB 1476, CS for SB 1656, CS for SB 7066.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Rules recommends committee substitutes for the following: CS for SB 1432; CS for SB 1638; CS for CS for SB 1730; CS for SB 7086

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Baxley—

CS for CS for SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; providing a short title; providing legislative intent; creating a bill of rights for foster parents; providing for mediation; requiring the Department of Children and Families to adopt rules; providing an effective date.

By the Committees on Rules; and Infrastructure and Security; and Senator Lee—

CS for CS for SB 1638—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; exempting persons who operate a commercial motor vehicle solely in intrastate commerce which does not transport hazardous materials in amounts that require placarding from certain requirements related to electronic logging devices and hours of service supporting documents until a specified date; deleting a limitation on a civil penalty for falsification of certain time records; deleting a requirement that a motor carrier maintain certain documentation of driving times; extending an exemption from specified commercial motor vehicle requirements for a commercial vehicle having a certain gross vehicle weight rating and gross combined weight rating, under certain circumstances; deleting such exemption for a person transporting petroleum products; deleting an exemption from specified regulations relating to diabetes for certain drivers of commercial motor vehicles; amending s. 316.515, F.S.; revising length and load extension limitations for stinger-steered automobile transporters; authorizing automobile transporters to backhaul certain cargo or freight under certain circumstances; authorizing an unladen power unit to tow a certain combination of trailers or semitrailers under certain circumstances; amending s. 316.545, F.S.; providing for the calculation of specified fines for vehicles fueled by electric batteries; providing an effective date.

By the Committees on Rules; Infrastructure and Security; and Community Affairs; and Senator Lee—

CS for CS for CS for SB 1730—A bill to be entitled An act relating to community development and housing; amending s. 125.01055, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a county to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 125.022, F.S.; requiring that a county

review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 163.3167, F.S.; providing requirements for a comprehensive plan adopted after a specified date and all land development regulations adopted to implement the comprehensive plan; amending s. 163.3180, F.S.; revising compliance requirements for a mobility fee-based funding system; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; adding minimum conditions that certain impact fees must satisfy; requiring a local government to credit against the collection of an impact fee any contribution related to public education facilities, subject to certain requirements; requiring the holder of certain impact fee credits to be entitled to a proportionate increase in the credit balance if a local government increases its impact fee rates; providing that the government, in certain actions, has the burden of proving by a preponderance of the evidence that the imposition or amount of certain required dollar-for-dollar credits for the payment of impact fees meets certain requirements; prohibiting the court from using a deferential standard for the benefit of the government; authorizing a county, municipality, or special district to provide an exception or waiver for an impact fee for the development or construction of housing that is affordable; providing that if a county, municipality, or special district provides such an exception or waiver, it is not required to use any revenues to offset the impact; providing applicability; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain preexisting development orders; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 166.04151, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a municipality to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 494.001, F.S.; revising the definition of the term “mortgage loan”; providing an effective date.

By the Committees on Rules; Judiciary; and Criminal Justice—

CS for CS for SB 7086—A bill to be entitled An act relating to voting rights restoration; amending ss. 97.052, 97.053, and 98.045, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; amending s. 98.075, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; requiring the supervisor of elections of the county in which an ineligible voter is registered to notify the voter of instructions for seeking restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution, in addition to restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution; requiring a notice of a registered voter's potential ineligibility to include specified information; creating s. 98.0751, F.S.; requiring the voting disqualification of certain felons to be removed and voting rights restored pursuant to s. 4, Art. VI of the State Constitution; providing that the voting disqualification arising from specified factors is not removed unless a person's civil rights are restored through the clemency process pursuant to s. 8, Art. IV of the State Constitution; providing definitions; authorizing the supervisor of elections to verify whether a person who has been convicted of a felony offense is eligible to register to vote, including if he or she has completed all the terms of his or her sentence; authorizing the Department of State to assist the supervisor of elections with such verification; requiring specified provisions to be construed in favor of a voter registration applicant; amending s. 104.011, F.S.; prohibiting a person from being charged or convicted for certain violations; amending s. 940.061, F.S.; requiring the Department of Corrections to inform inmates and offenders of voting rights restoration pursuant to s. 4, Art. VI of the State Constitution, in addition to executive clemency and civil rights restoration; amending s. 944.292, F.S.; conforming a provision regarding

the suspension of civil rights; amending s. 944.705, F.S.; requiring the Department of Corrections to include notification of all outstanding terms of sentence in an inmate's release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the department; amending s. 947.24, F.S.; requiring the Florida Commission on Offender Review, upon the termination of an offender's term of parole, control release, or conditional release, to provide written notification to the offender of all outstanding terms of sentence; creating s. 948.041, F.S.; requiring the department, upon the termination of an offender's term of probation or community control, to provide written notification to the offender of all outstanding terms of sentence; amending s. 951.29, F.S.; requiring each county detention facility to provide information on the restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution to certain prisoners; requiring each county detention facility to provide written notification to certain prisoners of all outstanding terms of sentence upon release; creating the Restoration of Voting Rights Work Group within the Department of State; specifying membership of the work group; establishing the manner of appointments and the terms of membership; prescribing the duties of the work group; requiring the work group to submit a report to the Legislature by a specified date; providing for staffing; authorizing reimbursement for per diem and travel expenses; providing for expiration of the work group; providing a directive to the Division of Law Revision; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 25 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Stevenson, Smith, D.—

CS for CS for HB 25—A bill to be entitled An act relating to ambulatory care services; amending s. 395.001, F.S.; revising legislative intent; amending s. 395.002, F.S.; revising and providing definitions; creating s. 395.0062, F.S.; authorizing ambulatory surgical centers to provide advanced birth services if specified requirements are met; amending s. 395.003, F.S.; providing for licensure of recovery care centers by the Agency for Health Care Administration; creating s. 395.0171, F.S.; providing criteria for the admission of patients to recovery care centers; requiring recovery care centers to have emergency care, transfer, and discharge protocols; authorizing the agency to adopt rules; amending s. 395.1055, F.S.; requiring the agency to adopt rules establishing separate, minimum standards for the care and treatment of patients in recovery care centers; requiring the agency to adopt rules establishing minimum standards for pediatric patient care and food handling and food service in certain ambulatory surgical centers; amending s. 395.10973, F.S.; directing the agency to enforce special-occupancy provisions of the Florida Building Code applicable to recovery care centers; amending s. 408.802, F.S.; providing applicability of the Health Care Licensing Procedures Act to recovery care centers; amending s. 408.820, F.S.; exempting recovery care centers from specified minimum licensure requirements; amending ss. 385.211, 394.4787, and 409.975, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 49 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Jones, Mercado, Alexander, Aloupis, Brown, Bush, Cortes, J., Daniels, Davis, Driskell, DuBose, Duran, Eskamani, Geller, Goff-Marcil, Good, Gotlieb, Grieco, Hart, Hattersley, Hogan Johnson, Jacquet, Jenne, Joseph, Killebrew, Newton, Omphroy, Plakon, Polo, Polsky, Pritchett, Rodriguez, A. M., Smith, C., Stark, Thompson, Toledo, Valdes, Watson, B., Watson, C., Webb, Williams—

CS for HB 49—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring state correctional facilities to provide incarcerated women with certain healthcare products; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; amending s. 951.23, F.S.; requiring a working group on standards for county and municipal detention facilities to adopt certain model standards for female prisoners; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 131 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Mariano, Fischer, Hill, Sabatini, Stevenson—

HB 131—A bill to be entitled An act relating to voter registration maintenance; amending s. 98.065, F.S.; requiring supervisors of elections to enter into agreements with clerks of the circuit courts to receive specified information; requiring supervisors of elections to compare certain information with the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to furnish monthly to the Department of State a list of persons who identified themselves as aliens; requiring the Department of State to compare such list with the statewide voter registration system and provide the names of registered voters who are aliens to the supervisor of elections of the county in which the voter is registered; providing an effective date.

—was referred to the Committees on Ethics and Elections; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 201, as amended, by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Hogan Johnson, Davis, Jenne—

CS for HB 201—A bill to be entitled An act relating to transportation credential fees; amending s. 320.08056, F.S.; providing for collection of a uniform annual use fee for a specialty license plate unless otherwise specified; establishing annual use fees for certain specialty license plates; providing a contingent effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 259, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Quality Subcommittee and Representative(s) Williams, Plasencia, Latvala—

CS for HB 259—A bill to be entitled An act relating to comprehensive health in public schools; amending s. 1003.42, F.S.; revising the requirements for comprehensive health education in public schools to include information regarding child abuse and human trafficking; deleting a requirement that such health education include specified information relating to teen dating violence and abuse and information relating to healthy relationships; amending s. 1003.453, F.S.; requiring school districts to develop cardiac emergency response plans and, under certain circumstances, automated external defibrillator maintenance plans; providing requirements for such plans; amending s. 1002.20, F.S.; providing an exemption from portions of the comprehensive health education in public schools to certain students; providing requirements for such exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 281 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Stevenson—

CS for HB 281—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the telephone numbers and email addresses of voter registration applicants and voters; providing an exemption from public records requirements for information concerning preregistered voter registration applicants who are minors; providing for future legislative review and repeal; providing for retroactive application; providing statements of public necessity; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 311, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Fischer—

CS for HB 311—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; revising and providing definitions; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting a vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; amending s. 316.85, F.S.; providing that a licensed human operator is not required to operate a fully autonomous vehicle; authorizing a fully autonomous vehicle to operate in this state regardless of whether a human operator is physically present in the vehicle; requiring the automated driving system to be deemed to be the operator of an autonomous vehicle operating with the automated driving system engaged; providing construction; providing requirements for operation of on-demand autonomous vehicle networks; providing insurance requirements; authorizing an autonomous or fully autonomous vehicle equipped with a teleoperation system to operate without a human operator physically present in the vehicle when the system is engaged; providing application to certain statutory provisions; providing for uniformity of laws governing autonomous vehicles; providing construction with respect to certain fees charged and staging or pickup locations designated by an airport or seaport; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; creating s. 322.015, F.S.; providing applicability; amending s. 338.2216,

F.S.; authorizing the Florida Turnpike Enterprise to enter into agreements to fund, construct, and operate certain facilities; amending ss. 339.175, 339.64, 339.83, and 627.0653, F.S.; conforming provisions to changes made by the act; creating s. 627.749, F.S.; providing definitions; providing insurance requirements for autonomous vehicles; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 315 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Appropriations Committee, Children, Families & Seniors Subcommittee and Representative(s) Latvala, Beltran, Cortes, J., Diamond, DiCeglie, Eskamani, Fitzenhagen, Hill, Roth, Thompson, Valdes, Webb—

CS for CS for CS for HB 315—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition of and responses to head trauma and brain injury in specified children; removing obsolete language; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; authorizing the department and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring a report to the Legislature and Governor under specified conditions; creating s. 943.17297, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete such training as part of either basic recruit training or continuing training or education by a specified date; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 337 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 337—A bill to be entitled An act relating to courts; creating s. 25.025, F.S.; authorizing certain Supreme Court justices to have an appropriate facility in their district of residence designated as their official headquarters; providing that an official headquarters may serve only as a justice's private chambers; providing that such justices are eligible for a certain subsistence allowance and reimbursement for

certain transportation expenses; requiring that such allowance and reimbursement be made to the extent appropriated funds are available, as determined by the Chief Justice; requiring the Chief Justice to coordinate with certain persons when designating official headquarters; providing that a county is not required to provide space for a justice in a county courthouse; authorizing counties to enter into agreements with the Supreme Court for the use of county courthouse space; prohibiting the Supreme Court from using state funds to lease space in specified facilities to allow a justice to establish an official headquarters; amending s. 26.012, F.S.; providing for appellate jurisdiction of circuit courts; amending s. 28.241, F.S.; requiring specified filing fees for appeals from certain county courts; amending s. 34.01, F.S.; increasing the jurisdictional limit for actions at law by county courts on specified dates; requiring the Office of State Courts Administrator to submit a report relating to county court jurisdiction; amending s. 34.041, F.S.; providing county court civil filing fees for claims of specified values; providing for distribution of the fees; amending s. 44.108, F.S.; revising the levy of certain fees for mediation and arbitration services in certain county court cases; creating s. 45.21, F.S.; authorizing certain defendants to demand that a court issue a ruling related to proper court venue; providing for an award of attorney fees and costs to the prevailing party; authorizing a court to transfer certain civil cases if specified criteria are met; providing applicability; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 347 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Rodriguez, A. M.—

CS for CS for HB 347—A bill to be entitled An act relating to towing-storage operator liens; amending s. 713.78, F.S.; requiring certain lien notices be sent through a specified third-party mailing service; deleting authorization of certain attorney fees; revising requirements for the inspection and release of vehicles or vessels and personal property in such vehicles or vessels; providing a definition; requiring third-party mailing services to apply to the Department of Highway Safety and Motor Vehicles; authorizing the department to approve an application if certain conditions are met; requiring approved third-party notification services to maintain a performance bond and conduct an annual audit; authorizing the department to deny, suspend, or revoke its approval under certain circumstances; requiring a third-party mailing service to maintain certain records for a specified period and allow inspection and copying of such records by the department; authorizing towing-storage operators to send notices on their own behalf under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 369 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Caruso, Bell, Brown, Eskamani, Roth, Webb—

CS for CS for HB 369—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for certain service provider personnel; amending s. 397.311, F.S.; providing and revising definitions; amending s. 397.321, F.S.; providing for review by the department of certain decisions made by a department-recognized credentialing entity; authorizing certain persons to request an administrative hearing within a specified timeframe under certain conditions;

amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from qualification within a certain timeframe; authorizing certain applicants for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be exempt from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs, facilities, or recovery residences; amending s. 397.4075, F.S.; increasing the criminal penalty for certain unlawful activities relating to personnel; providing a criminal penalty for inaccurately disclosing certain facts in an application for licensure; creating s. 397.417, F.S.; authorizing an individual to seek certification as a peer specialist if he or she meets certain requirements; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; providing for review by the department of certain decisions made by a department-recognized credentialing entity; authorizing certain recovery residences to request an administrative hearing within a specified timeframe under certain conditions; authorizing certain recovery residences to immediately discharge or transfer residents under certain circumstances; amending s. 397.4873, F.S.; expanding the exceptions to limitations on referrals by recovery residences to licensed service providers; amending s. 397.55, F.S.; revising the requirements for a service provider, operator of a recovery residence, or certain third parties to enter into certain contracts with marketing providers; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; amending s. 817.505, F.S.; revising provisions relating to payment practices exempt from prohibitions on patient brokering; amending ss. 212.055, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 375, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Pigman, Bell—

CS for CS for HB 375—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; defining the term "electronic health recordkeeping system"; authorizing the Department of Health to enter into reciprocal agreements to share prescription drug monitoring information with the United States Department of Veterans Affairs, the United States Department of Defense, or the Indian Health Service; providing requirements for such agreements; providing an exemption from the requirement to check a patient's dispensing history before the prescribing of or dispensing of a controlled substance for prescribing for or dispensing to patients admitted to hospice for the alleviation of pain related to a terminal condition or to patients receiving palliative care for terminal illnesses; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 401, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Innovation Subcommittee and Representative(s) DiCeglie, Fischer, Smith, D., Zika—

CS for HB 401—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Program to use an alternative interpretation of letter grades for certain students; requiring participating district school boards and developmental research schools to use the current 4-point scale in determining student grade point averages; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program as the Mastery-Based Education Program; authorizing public school districts and developmental research schools to submit applications for the program; authorizing participating school districts and developmental research schools to amend their applications to include alternatives for the award credits and interpretation of letter grades; providing requirements for such alternatives; requiring participating school districts and developmental research schools to amend their progression plan for specified purposes; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include fair and equitable access for students who graduate with a standard high school diploma and have earned high school credit through mastery-based education; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 403, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Byrd, Clemons, Daniels, Drake, Gregory, Hill, Payne, Roach, Sabatini, Sirois, Yarborough, Zika—

HB 403—A bill to be entitled An act relating to safety of religious institutions; amending s. 790.06, F.S.; authorizing a church, a synagogue, or other religious institution to allow a concealed weapons or concealed firearms licensee to carry a firearm on the property of the church, synagogue, or religious institution for certain purposes; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 409 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Perez, Grant, J., McClain—

CS for CS for HB 409—A bill to be entitled An act relating to electronic legal documents; providing directives to the Division of Law Revision; amending s. 117.01, F.S.; revising provisions relating to use of the office of notary public; amending s. 117.021, F.S.; requiring electronic signatures to include access protection; prohibiting a person from requiring a notary public to perform a notarial act with certain technology; requiring the Department of State, in collaboration with the Agency for State Technology, to adopt rules for certain purposes; amending s. 117.05, F.S.; revising limitations on notary fees to conform

to changes made by the act; providing for inclusion of certain information in a jurat or notarial certificate; providing for compliance with online notarization requirements; providing for notarial certification of a printed electronic record; revising statutory forms for jurats and notarial certificates; amending s. 117.107, F.S.; providing applicability; revising prohibited acts; creating s. 117.201, F.S.; providing definitions; creating s. 117.209, F.S.; authorizing online notarizations; providing an exception; creating s. 117.215, F.S.; specifying the application of other laws in relation to online notarizations; creating s. 117.225, F.S.; specifying registration and qualification requirements for online notaries public; creating s. 117.235, F.S.; authorizing the performance of certain notarial acts; creating s. 117.245, F.S.; requiring an online notary public to keep electronic journals of online notarizations and certain audio-video communication recordings; specifying the information that must be included for each online notarization; requiring that an online notary public retain a copy of the recording of an audio-video communication; specifying requirements for such recording; requiring an online notary public to take certain steps regarding the maintenance and security of the electronic journal; specifying that the Department of State maintains jurisdiction for a specified period of time for purposes of investigating notarial misconduct; authorizing the use of specified information for evidentiary purposes; creating s. 117.255, F.S.; specifying requirements for the use of electronic journals, signatures, and seals; requiring an online notary public to provide notification of the theft, vandalism, or loss of an electronic journal, signature, or seal; authorizing an online notary public to make copies of electronic journal entries and to provide access to related recordings under certain circumstances; authorizing an online notary public to charge a fee for making and delivering such copies; providing an exception; creating s. 117.265, F.S.; prescribing online notarization procedures; specifying the manner by which an online notary public must verify the identity of a principal; requiring an online notary public to take certain measures as to the security of technology used; specifying that an electronic notarial certificate must identify the performance of an online notarization; specifying that noncompliance does not impair the validity of a notarial act or the notarized electronic record; authorizing the use of specified information for evidentiary purposes; providing for construction; creating s. 117.275, F.S.; providing fees for online notarizations; creating s. 117.285, F.S.; specifying the manner by which an online notary public may supervise the witnessing of electronic records of online notarizations; specifying the circumstances under which an instrument is voidable; specifying the duties of Remote Online Notarization service providers and online notaries public; providing applicability and jurisdiction; creating s. 117.295, F.S.; authorizing the department to adopt rules and standards for online notarizations; providing minimum standards for online notarizations until such rules are adopted; requiring certain entities to provide a course for online notaries public; creating s. 117.305, F.S.; superseding certain provisions of federal law regulating electronic signatures; amending s. 28.222, F.S.; requiring the clerk of the circuit court to record certain instruments; amending s. 92.50, F.S.; revising requirements for oaths, affidavits, and acknowledgments; amending s. 95.231, F.S.; providing a limitation period for certain recorded instruments; amending s. 689.01, F.S.; providing for witnessing of documents in connection with real estate conveyances; providing for validation of certain recorded documents; amending s. 694.08, F.S.; providing for validation of certain recorded documents; amending s. 695.03, F.S.; providing and revising requirements for making acknowledgments, proofs, and other documents; amending s. 695.04, F.S.; conforming provisions to changes made by the act; amending s. 695.25, F.S.; revising the statutory short form of acknowledgments to include acknowledgment by online notarization; amending s. 695.28, F.S.; providing for validity of recorded documents; conforming provisions to changes made by the act; amending s. 709.2119, F.S.; authorizing the acceptance of a power of attorney based upon an electronic journal or electronic record made by a notary public; amending s. 709.2120, F.S.; prohibiting acceptance of a power of attorney if witnessed or notarized remotely; amending s. 709.2202, F.S.; prohibiting certain authority granted through a power of attorney if witnessed or notarized remotely; amending s. 731.201, F.S.; redefining the term "will" to conform to changes made by the act; amending s. 732.506, F.S.; exempting electronic wills from provisions governing the revocation of wills and codicils; prescribing the manner by which an electronic will or codicil may be revoked; creating s. 732.521, F.S.; providing definitions; creating s. 732.522, F.S.; prescribing the manner by which an electronic will must be executed; creating s. 732.523, F.S.; specifying requirements for the self-proof of an electronic will; creating s. 732.524, F.S.; specifying requirements necessary to serve as a qua-

lifted custodian of an electronic will; providing the duties of such qualified custodian; creating s. 732.525, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond of a specified amount and maintain liability insurance; authorizing the Attorney General to petition a court to appoint a receiver to manage electronic records of a qualified custodian; creating s. 732.526, F.S.; specifying conditions by which an electronic will is deemed to be an original will; amending s. 733.201, F.S.; requiring that self-proved electronic wills meet certain requirements for admission to probate; creating s. 740.11, F.S.; specifying that any act taken pursuant to ch. 740, F.S., does not affect the requirement that a will be deposited within a certain timeframe; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 441 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Energy & Utilities Subcommittee and Representative(s) DuBose, Toledo, Brown, Caruso, Joseph—

CS for CS for HB 441—A bill to be entitled An act relating to E911 systems; amending s. 365.172, F.S.; revising applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and implement a system by a specified date; creating s. 365.177, F.S.; requiring the Technology Program within the Department of Management Services to develop a plan to upgrade 911 public safety answer points to allow the transfer of emergency calls from one E911 system to another one in the state; providing duties relating to the development of such plan; creating s. 365.179, F.S.; defining the terms "first responder agency" and "911 public safety answering point"; requiring each sheriff, in collaboration with certain first responder agencies, to enter into specified written agreements; requiring each agreement to require a PSAP to be able to directly communicate with first responder agencies; requiring each PSAP to be able to broadcast certain emergency communications and public safety information; requiring law enforcement agency heads to authorize the installation of its dispatch channels on certain other law enforcement agency radios, upon request; providing an exception; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 447, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Diamond, Bush, Eskamani, Grieco—

CS for CS for HB 447—A bill to be entitled An act relating to building permits; amending s. 125.56, F.S.; authorizing counties to provide notice to certain persons under certain circumstances; authorizing counties that issue building permits to charge a person a single search fee for a certain amount under certain circumstances; amending s. 166.222, F.S.; authorizing the governing bodies of municipalities to charge a person a single search fee for a certain amount under certain circumstances; amending ss. 489.103 and 489.503, F.S.; providing exemptions to certain contracting requirements; revising forms for disclosure statements; amending s. 553.79, F.S.; authorizing a local government to provide notice to certain persons under certain circumstances within a specified timeframe; authorizing a property owner to close a permit under certain circumstances; providing that a contractor is not liable for work performed in certain circumstances;

defining the term "close"; authorizing a local enforcement agency to close a permit under certain circumstances; prohibiting a local enforcement agency from taking certain actions relating to building permits that were applied for but not closed by a previous owner; providing that local enforcement agencies retain all rights and remedies against the property owner and contractor listed on such a permit; amending s. 553.80, F.S.; authorizing the governing body of a local government to charge a person a single search fee one search fee for a certain amount under certain circumstances; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 453, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Toledo—

CS for CS for HB 453—A bill to be entitled An act relating to mobility devices and motorized scooters; amending s. 316.003, F.S.; defining the term "micromobility device"; revising the definition of the term "motorized scooter"; conforming a cross-reference; amending s. 316.1995, F.S.; conforming a provision to changes made by the act; amending s. 316.2128, F.S.; providing that the operator of a motorized scooter or micromobility device has all of the rights and duties applicable to the rider of a bicycle, except the duties imposed by specified provisions that by their nature do not apply; providing for construction; exempting a motorized scooter or micromobility device from certain registration, insurance, and licensing requirements; providing that a person is not required to have a driver license to operate a motorized scooter or micromobility device; requiring a person who offers motorized scooters or micromobility devices for hire to be responsible for securing all such devices located in any area of the state where a certain warning has been issued by the National Weather Service; deleting specified requirements for the sale of motorized scooters; amending s. 316.2225, F.S.; exempting electric personal assistive mobility devices and motorized scooters from certain emblem requirements; amending s. 320.01, F.S.; revising the definition of the term "motor vehicle"; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 505, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Grant, J., Toledo, Clemons, Massullo—

CS for CS for CS for HB 505—A bill to be entitled An act relating to transportation credentials; amending s. 320.06, F.S.; providing an exception to the design of dealer license plates; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard graphic dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising presale requirements for issuance of a specialty license plate; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; providing requirements for such plates; deleting provisions relating to annual use fees for certain specialty li-

cense plates; revising provisions for discontinuing issuance of a specialty license plate; revising provisions relating to expenditure of annual use fees and interest earned therefrom; prohibiting annual use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; amending s. 320.08058, F.S.; revising the design of certain specialty license plates; deleting certain specialty license plates; revising the distribution of annual use fees for certain specialty license plates; directing the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; amending s. 320.0807, F.S.; deleting provisions relating to special license plates for certain federal and state legislators; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; amending s. 322.01, F.S.; providing definitions; amending s. 322.032, F.S.; directing the department to establish a pilot project for the implementation of a technology solution for issuing an optional electronic credential; establishing procurement requirements; providing transaction processes; requiring a report to the Governor and Legislature; providing that presenting an electronic device displaying an electronic credential does not constitute consent for a law enforcement officer to access any other information on such device; providing for the assumption of liability; conforming provisions to changes made by the act; amending ss. 322.059 and 322.15, F.S.; conforming provisions to changes made by the act; amending s. 322.61, F.S.; conforming a cross-reference; providing contingent effective dates.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 527, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Byrd, Grall, Altman, Beltran, Brannan, Buchanan, DiCeglie, Gregory, Hill, Roach, Sabatini, Sirois, Smith, D., Williamson—

CS for CS for HB 527—A bill to be entitled An act relating to federal immigration enforcement; providing a short title; creating chapter 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the entities and agencies on taking certain actions with respect to information regarding a person's immigration status; defining the terms "applicable criminal case" and "secure correctional facility"; providing requirements concerning certain criminal defendants subject to immigration detainers or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an alien unlawfully present in the United States under certain circumstances; providing an exception to reporting requirements; requiring recordkeeping in certain investigations; specifying duties concerning immigration detainers; requiring county correctional facilities to enter into agreements for payments for complying with immigration detainers; requiring the Attorney General to prescribe the format for submitting complaints; providing requirements for entities to comply with document requests from state attorneys concerning violations; providing for investigation of possible violations; providing for injunctive relief and civil penalties; providing for venue; requiring written findings; prohibiting the expenditure of public funds for specified purposes; providing a cause of action for personal injury or wrongful death attributed to a sanctuary policy; providing that a trial by jury is a matter of right; requiring written findings; providing for applicability to certain education records; prohibiting discrimination on specified grounds; providing for implementation; requiring repeal of

existing sanctuary policies within a specified period; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 551 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) McClain, Payne, Cortes, J., Stone—

CS for HB 551—A bill to be entitled An act relating to public nuisances; amending s. 60.05, F.S.; revising notice requirements for the filing of temporary injunctions relating to the enjoinder of certain nuisances; extending the period of notice before a lien may attach to certain real estate; amending s. 823.05, F.S.; providing that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for criminal or gang-related activity is a public nuisance; declaring that any place or premises that has been used on more than two occasions within a certain period as the site of specified violations is a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property in certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 639 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Perez, Bush—

CS for HB 639—A bill to be entitled An act relating to security in trial court facilities; amending s. 30.15, F.S.; requiring each sheriff to coordinate with the board of county commissioners and the chief judge to develop a comprehensive plan for security of trial court facilities; specifying that sheriffs and chief judges retain certain authorities; specifying that sheriffs and their deputies, employees, and contractors are officers of the court under specified circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Infrastructure and Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 673 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Fischer—

CS for CS for HB 673—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association's board of directors; specifying requirements relating to the director of the Florida Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association's board; specifying rights of the director or his or her alternate; deleting an obsolete provision; amending s. 631.717, F.S.; adding the

reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or insolvencies, sharing information, and providing assistance to the Florida Health Maintenance Organization Consumer Assistance Plan's board of directors; revising applicability of a specified limit on the association's liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an obsolete provision; revising the requirements of the association's plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing applicability of certain provisions to certain health maintenance organizations; amending s. 631.816, F.S.; adding duties of the board of directors of the Florida Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing applicability of specified provisions to certain long-term care insurer impairment and insolvency assessments; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 687 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Willhite—

HB 687—A bill to be entitled An act relating to automated pharmacy systems; amending s. 465.0235, F.S.; authorizing a community pharmacy to use an automated pharmacy system under certain circumstances; providing that certain medicinal drugs stored in such system for outpatient dispensing are part of the inventory of the pharmacy providing services through such system; requiring the Board of Pharmacy to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 689 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Fitzenhagen, Ponder, Davis, Stevenson—

CS for HB 689—A bill to be entitled An act relating to voting methods; amending s. 97.021, F.S.; revising the definition of the term "voter interface device"; amending s. 101.56075, F.S.; providing that voting must be conducted using a marking device or voter interface device that produces a voter-verifiable paper output; amending s. 102.166, F.S.; revising requirements for Department of State rules regarding manual recounts of certain ballots; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 763 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Watson, B., Bell, Stevenson—

HB 763—A bill to be entitled An act relating to registered contractor licensing; amending s. 489.514, F.S.; extending the date by which an applicant must make application for a license to be grandfathered; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 767 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 767—A bill to be entitled An act relating to right of entry; amending s. 270.11, F.S.; releasing right of entry reserved by a local government, water management district, or other agency of the state for specified parcels of property; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 771, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Overdorf, Clemons—

CS for CS for HB 771—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the contamination of recyclable material in specified contracts; prohibiting counties and municipalities from requiring the collection or transport of contaminated recyclable material by residential recycling collectors; defining the term "residential recycling collector"; specifying required contract provisions in residential recycling collector and materials recovery facility contracts with counties and municipalities; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further verification for certain projects; revising the types of dock and pier replacements and repairs that are exempt from such verification and certain permitting requirements; creating s. 403.7034, F.S.; prohibiting local government entities from adopting or enforcing local ordinances or regulations relating to single-use plastic straws

before a specified date; providing for expiration of the moratorium; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of local ordinances and regulations restricting or prohibiting the use of single-use plastic straws; providing for the scope of the study; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the President of the Senate and the Speaker of the House of Representatives by a specified date; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 807, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee and Representative(s) Aloupis, Donalds, Fischer, Raschein, Toledo—

CS for HB 807—A bill to be entitled An act relating to civics education; amending s. 1003.4156, F.S.; requiring that instructional materials for certain civics education courses be reviewed and approved by the Commissioner of Education in consultation with certain entities and individuals; requiring the commissioner to identify errors and inaccuracies in state-adopted materials; requiring such errors and inaccuracies to be corrected; requiring the commissioner to review and provide recommendations for certain instructional materials and test specifications by a specified date; requiring the Department of Education to review statewide civics education course standards by a specified date; deleting obsolete provisions; amending s. 1003.44, F.S.; providing that hours devoted to certain programs satisfy the service work requirement for the Florida Bright Futures Scholarship Program; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 827, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Toledo—

CS for CS for HB 827—A bill to be entitled An act relating to engineering; amending s. 337.14, F.S.; prohibiting specified services to the department for a project that is wholly or partially funded by the department and administered by a local governmental entity from being performed by the same entity; amending s. 455.271, F.S.; conforming a provision to changes made by the act; requiring the board, or the department if there is no board, to establish by rule a reinstatement process for void licenses; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s. 471.013, F.S.; revising the prerequisites for examination; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to establish by rule a reinstatement process for void licenses; amending s. 471.021, F.S.; conforming provisions to changes made by the act; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; spec-

ifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising the timeframes in which a fee owner or the fee owner's contractor using a private provider to provide building code inspection services must notify the local building official; revising the timeframe in which the local building official shall issue the permit or provide notice to the permit applicant identifying noncompliant plan features; providing that a local building official may not prohibit a private provider from performing required inspections outside of normal operating hours; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 829, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee, Civil Justice Subcommittee and Representative(s) Sabatini, Hill—

CS for CS for CS for HB 829—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term "attorney fees and costs"; providing for award of attorney fees and costs and damages in successful civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 899 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Tomkow—

CS for CS for HB 899—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; providing a definition; conforming cross-references; amending s. 39.522, F.S.; providing factors a court must consider when determining whether a child should remain in his or her own home or be placed in out-of-home care; amending s. 39.6011, F.S.; requiring certain parties to a case plan to communicate effectively; requiring the court to be notified if ineffective communication takes place; amending s. 39.701, F.S.; requiring a foster parent or legal custodian to disclose to the court any communication not in compliance with the case plan; providing for agency and caregiver recommendations for a change in visitation; requiring a court and citizen review panel to determine whether certain parties communicate effectively; providing factors a court must consider when determining whether a child should be returned to the custody of his or her parents; amending s. 409.988, F.S.; authorizing a lead agency to provide more than 35 percent of all child welfare services under certain conditions; requiring a certain group to review a request for an exemption from the services threshold; providing membership requirements for the group; amending

ss. 39.302, 39.521, 39.6012, 322.09, 394.495, 627.746, 934.255, and 960.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 901 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Willhite—

CS for CS for HB 901—A bill to be entitled An act relating to the City of West Palm Beach, Palm Beach County; amending ch. 24981 (1947), Laws of Florida, as amended; increasing the amount of credited service a member is entitled to each year; revising the review procedures at a hearing for denial of request for pension benefits; revising the assumed investment rate of return percentage to conform to the increase in the amount of credited service a member is entitled to each year; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 925 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Webb, Bell, Caruso, Cortes, J., Daniels—

CS for HB 925—A bill to be entitled An act relating to warranty associations; amending s. 634.3077, F.S.; revising the basis for calculating the required assets in a home warranty association's premium reserve account; requiring that such reserve account be a separate auditable account; requiring home warranty associations to comply with other states' laws; creating s. 634.346, F.S.; prohibiting home warranties from excluding coverage because of the presence of rust or corrosion, except under certain circumstances; specifying requirements for certain home warranties providing coverage for HVAC system components; amending s. 634.406, F.S.; revising the basis for calculating the required assets in a service warranty association's premium reserve account; requiring that such reserve account be a separate auditable account; revising the basis for calculating a certain reserve deposit with the Department of Financial Services; revising the requirements regarding the ratio of gross written premiums to net assets for service warranties; requiring service warranty associations to comply with other states' laws; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 995 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Geller—

CS for HB 995—A bill to be entitled An act relating to regional planning council meetings; amending s. 120.525, F.S.; providing requirements for establishing a quorum for meetings of certain councils when a voting member appears via telephone, real-time videoconferencing, or similar real-time electronic or video communication; requiring notice of intent to appear via telephone, real-time videoconferen-

cing, or similar real-time electronic or video communication by a specified time; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1009, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Byrd—

CS for CS for HB 1009—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms "filed document" and "plan"; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department's refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms "qualified director," "material relationship," and "material interest"; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term "internal corporate claim"; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and

to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term "shares"; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders' preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation's acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation's annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation's special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders' lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term "voting power"; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders' derivative actions; creating s.

607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term "shareholder"; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; creating s. 607.0750, F.S.; providing for direct action by a shareholder; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation's shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors' conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002,

F.S.; expanding the list of types of amendments a corporation's board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation's articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising pro-

visions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations

of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s.

605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending s. 605.0801, F.S.; providing for direct action by a member; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term "authorized entity"; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term "authorized entity"; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing "PA"; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1033, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Health & Human Services Committee, Insurance & Banking Subcommittee and Representative(s) Yarborough, Stevenson, Caruso, Donalds, Watson, C., Zika—

CS for CS for CS for HB 1033—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions to the Office of Insurance Regulation's authority to regulate providers of continuing care and

continuing care at-home; amending s. 651.019, F.S.; revising requirements for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office's review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office's review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office's review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office's review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office's review of such applications; defining the term "existing units"; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission's rulemaking authority; requiring the office to annually publish a specified industry report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; providing an exception for filing a certain quarterly statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission's rulemaking authority; amending s. 651.028, F.S.; specifying applicability of certain accreditations of providers or facilities; deleting the authority of the office to waive requirements for accredited facilities; providing that the commission, rather than the office, must make certain findings; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office's authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear costs and expenses relating to such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider's withdrawal of funds held in escrow and the office's review of certain requests for withdrawal; authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; requiring increases in the minimum liquid reserve to be funded within a certain timeframe; requiring providers to fund shortfalls in minimum liquid reserves under certain circumstances within a certain timeframe; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office's review of such changes; requiring that disapproved management be removed within a certain

timeframe; authorizing the office to take certain disciplinary actions under certain circumstances; requiring providers to immediately remove management under certain circumstances; amending s. 651.051, F.S.; revising requirements for the maintenance of provider records and assets; amending s. 651.055, F.S.; revising a required statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; authorizing the office to examine records for specified purposes; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

—was referred to the Committees on Banking and Insurance; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1061 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Appropriations Subcommittee and Representative(s) Overdorf, Plasencia, Davis, Donalds, Webb—

CS for HB 1061—A bill to be entitled An act relating to funds for the operation of schools; amending s. 1011.62, F.S.; revising the annual allocation to school districts to include an additional calculation of full-time equivalent membership for students who earn a College Board Advanced Placement Capstone Diploma beginning in a specified fiscal year; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1115 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Willhite—

CS for CS for HB 1115—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing certain individuals to prescribe and dispense a limited supply of medicinal drugs to any patient of an emergency department of a hospital or a patient discharged from a hospital under certain circumstances; amending s. 465.0235, F.S.; authorizing a community pharmacy to use an automated pharmacy system under certain circumstances; providing that certain medicinal drugs stored in such system for outpatient dispensing are part of the inventory of the pharmacy providing services through such system; requiring the Board of Pharmacy to adopt rules; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1121 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Altman—

CS for CS for HB 1121—A bill to be entitled An act relating to support organizations; amending s. 20.2551, F.S.; requiring the Department of Environmental Protection to submit a report to the Legislature by a specified date; providing requirements for the report; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department; amending s. 257.43, F.S.; abrogating the scheduled repeal of provisions governing the citizen support organization established for the benefit of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations established for the benefit of the Babcock Ranch Preserve; amending s. 265.703, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Historical Resources of the Department of State; amending s. 288.772, F.S.; conforming provisions to changes made by the act; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; directing the Executive Office of the Governor and the foundation, by specified dates, to satisfy the liabilities of the foundation and transfer certain funds to the Florida International Trade and Promotion Trust Fund within the Department of Economic Opportunity; amending s. 379.223, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms "convicted" and "conviction"; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to pay certain rewards; amending s. 570.691, F.S.; abrogating the scheduled repeal of provisions relating to direct-support organizations established under the Department of Agriculture and Consumer Services; amending s. 570.83, F.S.; extending the scheduled repeal of the provisions governing the Florida Beef Council, Inc.; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1159 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) La Rosa, Sabatini—

CS for HB 1159—A bill to be entitled An act relating to private property rights; creating s. 163.045, F.S.; prohibiting local governments from requiring notices, applications, approvals, permits, fees, or mitigation for the pruning, trimming, or removal of trees on residential property if a property owner obtains specified documentation; prohibiting local governments from requiring property owners to replant such trees; providing an exception for mangrove protection actions; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 70.002, F.S.; creating a Property Owner Bill of Rights; requiring county property appraisers to provide specified information on their websites; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1169 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) McClure, Sabatini—

CS for HB 1169—A bill to be entitled An act relating to displacement of private waste companies; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision relating to the authorization of a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; removing provisions authorizing a local government and private waste company to negotiate such compensation and notice; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1197, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Appropriations Committee and Representative(s) Fischer, Donalds—

CS for CS for HB 1197—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications for and sponsor charter schools under certain circumstances; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions operating charter schools; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing requirements for the framework; deleting obsolete language; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes;

providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; conforming provisions to changes made by the act; amending s. 1003.493, F.S.; authorizing a career and professional academy to be offered by a charter school; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1247, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee, Business & Professions Subcommittee and Representative(s) Perez—

CS for CS for HB 1247—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be under oath; specifying that a claimant who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the claimant's claim against the bond; requiring a notice of nonpayment to be in a prescribed form; amending s. 627.756, F.S.; providing that a provision relating to attorney fees applies to certain suits brought by contractors; deeming contractors to be insureds or beneficiaries in relation to bonds for construction contracts; amending s. 627.428, F.S.; revising terminology; amending s. 713.23, F.S.; requiring a notice of nonpayment to be under oath; specifying that a lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the lienor's claim against the bond; requiring a notice of nonpayment to be in a prescribed form; providing applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1307 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Driskell—

CS for HB 1307—A bill to be entitled An act relating to decedents' property; creating s. 731.1065, F.S.; specifying that precious metals are tangible personal property for the purposes of the Florida Probate Code; providing for retroactive application; amending s. 731.301, F.S.; specifying that formal notice is not sufficient to invoke a court's personal jurisdiction over a person receiving such formal notice; providing applicability; amending s. 733.610, F.S.; expanding the list of sales or encumbrances that are voidable by interested persons under certain circumstances; amending s. 733.617, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a personal representative unless the attorney or person is related to the testator or unless certain disclosures are made before a will is executed; requiring the testator to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying how a person may be related to an individual; specifying when an attorney or person related to the attorney is deemed to have been nominated in a will; providing construction; providing applicability; amending s. 736.0708, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a trustee unless the attorney or person is related to the settlor or unless certain disclosures are made before the trust instrument is executed; requiring a settlor to execute a written statement

that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed appointed in a trust instrument; providing construction; providing applicability; providing effective dates.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1353 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Altman—

CS for HB 1353—A bill to be entitled An act relating to homelessness; amending s. 420.621, F.S.; revising and providing definitions; amending s. 420.622, F.S.; increasing the number of members on the Council on Homelessness to include a representative of the Florida Housing Coalition and the Secretary of the Department of Elder Affairs or his or her designee; providing that appointed council members are encouraged to have certain experience; revising the duties of the State Office on Homelessness; revising requirements for the state's system of homeless programs; requiring entities that receive state funding to provide summary aggregated data to assist the council in providing certain information; removing the requirement that the office have the concurrence of the council to accept and administer moneys appropriated to it to provide certain annual challenge grants to continuums of care lead agencies; clarifying the source of such appropriation; increasing the maximum amount of grant awards per continuum of care lead agency; conforming provisions to changes made by the act; revising requirements for use of grant funds by continuum of care lead agencies; revising preference criteria for certain grants; increasing the maximum percentage of its funding which a continuum of care lead agency may spend on administrative costs; requiring such agencies to submit a final report to the Department of Children and Families documenting certain outcomes achieved by grant-funded programs; removing the requirement that the office have the concurrence of the council to administer moneys given to it to provide homeless housing assistance grants annually to certain continuum of care lead agencies to acquire, construct, or rehabilitate permanent housing units for homeless persons; conforming a provision to changes made by the act; requiring grant applicants to be ranked competitively based on specified criteria; deleting preference requirements; increasing the minimum number of years for which projects must reserve certain units acquired, constructed, or rehabilitated; increasing the maximum percentage of funds the office and each applicant may spend on administrative costs; revising certain performance measure requirements; authorizing, instead of requiring, the Department of Children and Families, with input from the council, to adopt rules relating to certain grants and related issues; revising requirements for an annual report the council must submit to the Governor, Legislature, and Secretary of Children and Families; authorizing the office to administer moneys appropriated to it for distribution among certain designated continuum of care lead agencies and entities; creating s. 420.6225, F.S.; specifying the purpose of a continuum of care; requiring each continuum of care, pursuant to federal law, to designate a collaborative applicant that is responsible for submitting the continuum of care funding application for the designated catchment area to the United States Department of Housing and Urban Development; providing requirements for such designated collaborative applicants; authorizing the applicant to be referred to as the continuum of care lead agency; providing requirements for continuum of care catchment areas and lead agencies; requiring that each continuum of care create a continuum of care plan for specified purposes; specifying requirements for such plans; requiring continuums of care to promote participation by all interested individuals and organizations, subject to certain requirements; creating s. 420.6227, F.S.; providing legislative findings and program purpose; establishing a grant-in-aid program to help continuums of care prevent and end homelessness, which may include any aspect of the local continuum of care plan; requiring con-

tinuums of care to submit an application for grant-in-aid funds to the office for review; requiring the office to develop guidelines for the development, evaluation, and approval of spending plans; requiring grant-in-aid funds for continuums of care to be administered by the office and awarded on a competitive basis; requiring the office to distribute such funds to local agencies to fund programs that are required by the local continuum of care plan, based on certain recommendations; limiting the percentage of the total state funds awarded under a spending plan which may be used by the continuum of care lead agency for staffing and administrative expenditures; requiring entities contracting with local agencies to provide services through certain financial assistance programs to provide a specified minimum percentage of the funding necessary for the support of project operations; authorizing in-kind contributions to be evaluated and counted as part or all of the required local funding, at the discretion of the office; repealing s. 420.623, F.S., relating to local coalitions for the homeless; repealing s. 420.624, F.S., relating to local homeless assistance continuums of care; repealing s. 420.625, F.S., relating to a grant-in-aid program; amending s. 420.626, F.S.; revising procedures that certain facilities and institutions are encouraged to develop and implement to reduce the discharge of persons into homelessness when such persons are admitted or housed for a specified period at such facilities or institutions; amending s. 420.6265, F.S.; revising the Rapid ReHousing methodology; amending s. 420.6275, F.S.; revising the Housing First methodology; amending s. 420.507, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1393, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Clemons, Bell, Latvala, Newton, Watson, C.—

CS for CS for CS for HB 1393—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain certain warrants rather than turning them over to the Division of Accounting and Auditing; amending s. 497.263, F.S.; revising the requirements for cemetery companies licenses; amending s. 497.266, F.S.; conforming provisions to changes made by the act; amending s. 497.376, F.S.; providing requirements for a combination license as funeral director and embalmer; amending s. 497.377, F.S.; revising the requirements for combination funeral director and embalmer internships; amending s. 497.380, F.S.; revising the requirements for a funeral establishment and the requirements and responsibilities of a funeral director in charge; amending s. 497.385, F.S.; revising the requirements for a licensed embalming facility; amending s. 497.452, F.S.; revising the applicability of specified provisions related to cemeteries; amending s. 497.453, F.S.; providing reporting requirements for certain preneed licensees; amending s. 497.458, F.S.; revising the requirements for the disposition of proceeds received on preneed contracts; amending s. 497.459, F.S.; requiring preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to distribute funds under the preneed contract; specifying how and where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; providing rulemaking authority; amending s. 497.464, F.S.; revising the requirements of certain preneed contracts; amending s. 497.604, F.S.; revising the requirements for a direct disposal establishment; amending s. 497.606, F.S.; revising the requirements for a cinerator facility; creating s. 553.7921, F.S.; requiring a contractor to file a fire alarm permit application and receive the permit under certain circumstances; providing requirements for the application; amending s. 626.175, F.S.; revising the requirements for a specified nonrenewable temporary license; revising the types of nonrenewable temporary licenses issued by the Department of Financial Services; amending s. 626.207, F.S.; authorizing disqualified persons meeting specified requirements to reapply for re-

licensure; amending s. 626.221, F.S.; revising the language relating to an exemption from examination for specified license applicants under certain circumstances; amending s. 626.2815, F.S.; deleting provisions requiring certain licensed customer representatives and insurance agents to complete continuation education courses; amending s. 626.321, F.S.; revising the requirements for certain lines insurance licenses; prohibiting issuance or reinstatement of certain lines insurance licenses beginning on a specified date; amending s. 626.471, F.S.; revising the method of delivery of certain notice; amending s. 626.536, F.S.; deleting provisions relating to reporting administrative actions taken against an insurance agency; amending s. 626.6215, F.S.; providing additional grounds for which the department may take specified action against the license of an insurance agency; amending s. 626.729, F.S.; redefining the term "industrial fire insurance"; amending ss. 626.8437 and 626.844, F.S.; specifying grounds for certain administrative actions against licenses or appointments of specified insurance agents or agencies; amending s. 626.8732, F.S.; revising the requirements for nonresident public adjuster's licenses; amending s. 627.7015, F.S.; requiring mediators to report mediation settlements and settlement amounts to all parties at the close of mediation; amending s. 627.715, F.S.; revising the date on which a surplus lines agent may export a contract or endorsement providing flood coverage to an eligible surplus lines insurer under certain circumstances; amending s. 627.748, F.S.; defining the term "luxury ground transportation network company" or "luxury ground TNC"; authorizing a luxury ground transportation network company to elect to be regulated as a transportation network company; requiring such luxury ground transportation network company to comply with certain requirements; providing that certain provisions apply to such luxury ground transportation network company to a specified extent; amending s. 633.218, F.S.; deleting a provision that requires the identification of specified buildings or space for firesafety purposes; amending s. 633.306, F.S.; providing standards for fire equipment installation; amending s. 633.312, F.S.; specifying the delivery methods of a firesafety inspection report; requiring the State Fire Marshal to adopt rules; amending s. 633.520, F.S.; requiring the Division of State Fire Marshal to adopt rules to establish cancer prevention best practices; amending s. 648.49, F.S.; requiring the department to meet certain requirements when suspending a person's eligibility to apply for a license or appointment; revising methods for reinstatement of a license, an appointment, or certain eligibility; amending s. 717.124, F.S.; providing disbursement processes for unclaimed property claims; providing rulemaking authority; repealing ss. 626.521 and 626.7355, F.S., relating to credit and character reports and to a temporary license as customer representative pending examination, respectively; amending ss. 626.022, 626.025, and 633.216, F.S.; conforming cross-references; providing legislative findings; establishing the Florida Blockchain Task Force within the department; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation and are not entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing effective dates.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 6047 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach—

HB 6047—A bill to be entitled An act relating to the Florida ABLE program; repealing s. 11, chapter 2018-10, Laws of Florida, relating to the scheduled reversion of provisions related to the distribution of funds in an ABLE account upon the death of a designated beneficiary; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7071, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education & Career Readiness Subcommittee and Representative(s) Mariano, Massullo, Caruso, Fetterhoff, Overdorf, Robinson, Sirois, Toledo, Webb—

CS for HB 7071—A bill to be entitled An act relating to workforce education; amending s. 446.011, F.S.; revising terminology; amending s. 446.021, F.S.; revising definitions; amending s. 446.032, F.S.; requiring the Department of Education to annually publish a specified report; providing requirements for the report; requiring the department to provide assistance to certain entities in notifying specified persons of apprenticeship and preapprenticeship opportunities; amending s. 446.045, F.S.; revising the membership criteria for certain appointments to the State Apprenticeship Advisory Council; amending s. 446.052, F.S.; revising terminology; amending s. 446.081, F.S.; limiting the applicability of state apprenticeship and job-training program requirements to provisions for veterans, minority persons, and women; amending s. 446.091, F.S.; conforming a provision to changes made by the act; amending s. 446.092, F.S.; revising the criteria for apprenticeship occupations; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to consult with the Department of Education to evaluate certain apprenticeship programs to determine potential substitutions for certain licensure requirements; amending s. 1001.02, F.S.; conforming provisions to changes made by the act; amending s. 1001.43, F.S.; encouraging district school boards to declare an "Academic Scholarship Signing Day" and "College and Career Decision Day" for specified purposes; amending s. 1001.706, F.S.; conforming provisions to changes made by the act; amending s. 1003.41, F.S.; revising Next Generation Sunshine State Standards for financial literacy; removing financial literacy standards as a component of economics; amending s. 1003.4156, F.S.; requiring students to take a career education planning course for promotion to high school; providing requirements for such course; requiring each student that takes the course to receive an academic and career plan; providing requirements for such plan; amending s. 1003.4282, F.S.; authorizing a student to earn two mathematics credits under certain circumstances; authorizing a credit in computer science to meet specified graduation requirements under certain circumstances; requiring school districts to offer one-half credit in financial literacy as an elective; correcting a cross-reference relating to the federal Elementary and Secondary Education Act (ESEA), as amended by the Every Student Succeeds Act (ESSA); requiring an biennial review of certain courses; revising the requirements for the instructional methodology of certain courses; establishing a career and technical education pathway option to a standard high school diploma; providing requirements for the pathway option; requiring the option to be included in a school district's student progression plan; authorizing adjunct educators to teach courses in the pathway option; amending s. 1003.4285, F.S.; revising the requirements to earn the scholar designation on a standard high school diploma; amending s. 1003.491, F.S.; requiring school districts to provide opportunities for certain students to enroll in specified courses or academies; requiring school districts to provide academic advising to students under certain circumstances; providing requirements for such academic advising; requiring the Commissioner of Education to annually review career and technical offerings in consultation with certain entities for specified purposes; requiring the commissioner to phase out certain career and technical education offerings and encourage specified entities to offer certain programs; creating s. 1004.013, F.S.; establishing the SAIL to 60

Initiative for specified purposes; providing State Board of Education and the Board of Governors responsibilities relating to the initiative; providing Chancellor of the State University System and the Chancellor of the Florida College System responsibilities; amending s. 1004.015, F.S.; renaming the Higher Education Coordinating Council as the Florida Talent Development Council; revising the membership of the council; revising the duties and responsibilities of the council; requiring the council to submit a strategic plan to the Governor and Legislature by a specified date; providing requirements for the strategic plan; requiring the Department of Economic Opportunity to provide administrative support for the council; amending s. 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.935, F.S.; conforming a cross-reference; amending s. 1006.22, F.S.; expanding the circumstances in which motor vehicles may be used for public school transportation; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirements for state universities; creating s. 1007.233, F.S.; requiring certain career centers and Florida College System institutions to submit a career pathways agreement to the Department of Education by a specified date; providing requirements for such agreements; amending s. 1007.25, F.S.; requiring state universities to notify students of the criteria and process for requesting an associate in arts certificate at specified times; amending s. 1007.2616, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring a career center to enter into an agreement with specified high schools to offer certain courses to high school students; providing requirements for such agreement; amending s. 1008.34, F.S.; revising school grade components to specify that dual enrollment includes career dual enrollment clock-hour courses and to include the completion of certain preapprenticeship programs; amending s. 1008.37, F.S.; revising the date on a required report by the commissioner; amending s. 1008.44, F.S.; increasing the number of CAPE Digital Tool certificates relating to specified subjects that may be included on the CAPE Industry Certification Funding List; amending s. 1009.21, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; requiring certain school districts and Florida College System institutions to maintain certain records; requiring such records be submitted to the department; revising the calculation for fund and fees for certain workforce education programs; creating s. 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the program; requiring certain career centers and institutions to provide quarterly reports; authorizing rule-making; amending s. 1012.57, F.S.; deleting a requirement that the adjunct teaching certificate be used only for part-time teaching positions; authorizing school districts to issue adjunct teaching certificates for part-time and full-time teaching positions; providing limitations on adjunct teaching certificates for full-time positions; providing school district requirements; providing effective dates.

—was referred to the Committees on Education; Innovation, Industry, and Technology; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7081, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) DiCeglie—

CS for HB 7081—A bill to be entitled An act relating to state court system administration; amending ss. 25.386 and 44.106, F.S.; requiring security background investigations for foreign language court interpreters and mediators; amending s. 61.125, F.S.; providing definitions; revising qualifications for parenting coordinators; providing disqualification factors for appointment as a parenting coordinator; authorizing disclosure of certain testimony or evidence in certain circumstances; providing immunity for certain persons; requiring the Office of the State Courts Administrator to establish standards and procedures for parenting coordinators; authorizing the office to appoint or employ certain persons to assist in specified duties; amending s. 121.052, F.S.; revising provisions relating to judicial retirement to

conform to revisions to the mandatory retirement age; amending s. 812.014, F.S.; authorizing electronic records of judgments; amending s. 921.241, F.S.; authorizing electronic records of judgments; providing definitions; providing forms; authorizing the collection of fingerprints; amending s. 921.242, F.S.; providing for electronic records of judgments; reenacting s. 775.084(3)(a), (b), and (c), F.S., relating to fingerprinting a defendant for the purpose of identification, to incorporate the amendments made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7083 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) McClure, Stevenson—

HB 7083—A bill to be entitled An act relating to licensure fees; amending s. 395.003, F.S.; providing for licensure of recovery care centers by the Agency for Health Care Administration; amending s. 408.802, F.S.; adding recovery care centers to the entities licensed, registered, or certified by the agency; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7089, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Grant, J.—

CS for HB 7089—A bill to be entitled An act relating to voting rights restoration; amending s. 97.052, F.S.; requiring the uniform statewide voter registration application to be designed to elicit specified information from an applicant so that certain felons are not required to reveal certain information; amending s. 97.053, F.S.; requiring a complete voter registration application to include specified information; amending s. 98.045, F.S.; requiring the supervisor of elections to determine whether a voter registration applicant is ineligible based on specified circumstances; amending s. 98.075, F.S.; providing for the termination of voting disabilities arising from certain felony convictions; providing definitions; requiring specified provisions to be construed in favor of a voter registration applicant; authorizing the Department of State to adopt rules; requiring the department to identify certain registered voters and take specified actions; requiring a notice of a registered voter's potential ineligibility to include specified information; amending s. 104.011, F.S.; prohibiting a person from being charged or convicted for certain violations; amending s. 940.061, F.S.; requiring the Department of Corrections to inform and educate certain individuals about the termination of voting disqualification arising from a felony conviction pursuant to the State Constitution; requiring the department to electronically transmit certain information to the Florida Commission on Offender Review each month; amending s. 944.292, F.S.; providing for the termination of voting disqualification arising from certain felony convictions upon the completion of all terms of a sentence; amending s. 944.704, F.S.; requiring transition assistance specialists to provide certain information to inmates before their release; amending s. 951.29, F.S.; requiring county detention facility administrators to provide certain information to specified inmates before their release; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7099 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson—

CS for HB 7099—A bill to be entitled An act relating to child welfare; amending ss. 39.01 and 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring certain judicial orders to specify that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing psychiatric nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; revising eligibility for the Relative Caregiver Program; amending s. 39.5086, F.S.; removing a definition; amending s. 39.6225, F.S.; providing a definition; providing for the termination of guardianship assistance benefits under certain circumstances; conforming provisions to changes made by the act; authorizing the department to adopt rules; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or execute a consent for release of certain records; revising permanency goals for young adults in extended foster care; allowing return to care through the execution of a voluntary placement agreement; authorizing the department to adopt rules; amending s. 39.701, F.S.; revising the determinations a court must make to return a child to the custody of his or her parents; requiring the court to make certain orders when a young adult enters extended foster care; amending s. 402.56, F.S.; revising membership of the Children and Youth Cabinet; creating s. 402.57, F.S.; directing the department to establish a direct-support organization; providing responsibilities and requirements of the direct-support organization; providing for membership and term limits; providing for future repeal; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; requiring the department to post certain information on its website; deleting required number of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for children eligible for the Guardianship Assistance Program; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition and fee exemptions; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7103, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Judiciary Committee, Commerce Committee and Representative(s) Fischer, Roth—

CS for CS for HB 7103—A bill to be entitled An act relating to property development; amending s. 125.01055, F.S.; prohibiting a county from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing an exception; providing construction; amending s. 125.022, F.S.; requiring that a county review certain applications for completeness and issue a certain letter within a specified time period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; authorizing parties to request and extend the time periods; providing an exception to the required time periods; conforming provisions to changes made by the act; defining the term "development order"; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a devel-

opment permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; authorizing parties to request and extend the time periods; providing an exception to the required time periods; conforming provisions to changes made by the act; defining the term "development order"; amending s. 166.04151, F.S.; prohibiting a municipality from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing an exception; providing construction; amending s. 166.045, F.S.; prohibiting a municipality from purchasing specified real properties under certain circumstances; amending s. 171.042, F.S.; prohibiting a municipality from annexing specified areas under certain circumstances; amending s. 163.3167, F.S.; requiring certain comprehensive plans to incorporate and comply with the terms of existing development orders; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain existing development orders; amending s. 163.3180, F.S.; revising the requirements for a valid mobility fee-based funding system; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; providing minimum requirements to be satisfied by certain entities before adopting an impact fee; requiring local government to credit against the collection of impact fees certain contributions related to public education facilities; specifying the calculation; requiring a local government to increase certain impact fee credits previously awarded if it increases its impact fee rates; authorizing a county, municipality, or special district to provide certain exemptions or waivers of impact fees in certain circumstances; exempting water and sewer connection fees from the Florida Impact Fee Act; amending s. 163.3215, F.S.; specifying use of summary procedure in certain development order cases; amending s. 252.363, F.S.; revising the circumstances under which a state of emergency declaration tolls and extends the remaining period for certain permits and authorizations; amending s. 420.502, F.S.; providing legislative intent; amending s. 420.503, F.S.; defining the term "essential services personnel"; amending s. 420.5095, F.S.; removing the definition of the term "essential services personnel"; amending s. 553.791, F.S.; providing and revising definitions; providing legislative intent regarding the payment of reduced fees for certain owners and contractors under certain circumstances; prohibiting a local jurisdiction from charging fees for certain building inspections; revising the timeframe an owner or contractor must notify the building official that he or she is using a private provider; revising the type of affidavit form to be used by private providers under certain circumstances; revising the timeframe within which a building official has to approve or deny a permit application; limiting a building official's review of a resubmitted permit application to previously identified deficiencies; authorizing a contractor to petition the circuit court to enforce the terms of certain building code inspection service laws; limiting the number of times a building official may audit a private provider, with exceptions; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7107 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Sabatini—

CS for HB 7107—A bill to be entitled An act relating to controlled substances; amending s. 893.02, F.S.; amending the definition of "cannabis"; amending s. 893.03, F.S.; scheduling a certain drug product containing cannabidiol to Schedule V; reenacting ss. 817.563(2), 831.31, 893.07(5)(b), and 893.13(1)(a), (2)(a), (5)(c), and (6)(d), F.S., relating to controlled substances named or described in s. 893.03, F.S.; the sale, manufacture, delivery, or possession, with intent to sell, manufacture, or deliver, of counterfeit controlled substances; required reporting of certain theft or significant loss of controlled substances; and prohibited

acts and penalties relating to controlled substances, respectively, to incorporate amendments made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7109 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Grant, J.—

CS for HB 7109—A bill to be entitled An act relating to criminal justice data transparency; amending s. 900.05, F.S.; revising and providing definitions; revising and providing data required to be collected and reported to the Department of Law Enforcement by specified entities; requiring the Department of Law Enforcement to publish data received from reporting agencies by a specified date; imposing penalties on reporting agencies for noncompliance with data reporting requirements; declaring information that is confidential and exempt upon collection by a reporting agency remains confidential and exempt when reported to the department; amending s. 943.6871, F.S.; declaring information received by the department from a reporting agency that is confidential and exempt upon collection remains confidential and exempt; requiring the Criminal and Juvenile Justice Information Systems Council to develop specifications for a uniform arrest affidavit; providing minimum features of the specifications; requiring the council to develop specifications for a uniform criminal charge and statute crosswalk table and a uniform criminal disposition and sentencing statute crosswalk table; requiring the Department of Law Enforcement to procure a uniform arrest affidavit, uniform criminal charge and statute crosswalk table, and a uniform criminal disposition and sentencing statute crosswalk table by a certain date; requiring law enforcement agencies to use the uniform arrest affidavit and other agencies to use the crosswalk tables by a certain date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7111 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Judiciary Committee and Representative(s) Grant, J.—

CS for HB 7111—A bill to be entitled An act relating to constitutional amendments; amending s. 97.021, F.S.; providing definitions; amending s. 100.371, F.S.; requiring the sponsor of an initiative amendment to register with the Secretary of State and provide certain information; requiring petition forms to be made available to sponsors; requiring the secretary to maintain a specified database; requiring supervisors of elections to provide specified information to the division of elections; requiring the division of elections to keep specified information in a database; providing requirements for a sponsor that gathers petition forms; providing for the imposition of fines for failure to deliver petition forms within a specified time period; providing for defenses; allowing the Secretary of State to refer petition form violations to the Attorney General for enforcement; requiring the division to adopt rules; providing that the date the elector signs a petition form is presumed to be the date the sponsor collected the form; revising requirements that must be met for a supervisor to verify a signature on a petition form; providing a process for a qualified elector to cure a rejected signature on an initiative petition form in certain circumstances; requiring a the sponsor to make certain disclosures; requiring the secretary to allow interested persons to submit certain statements for publication on the Department of State website; revising the timeframe for and the information that must be included in a Financial Impact Estimating Conference analysis and financial impact statement; revising information that the Financial Impact Estimating Conference should include in

an initiative financial information statement; requiring the Office of Economic and Demographic Research to request a list of persons authorized to speak on behalf of a sponsor; expanding the word limit for a financial impact statement; requiring each supervisor to include certain summaries in certain publications or mailings; conforming a provision; amending s. 101.161, F.S.; revising information that must be included on the ballot for a proposed amendment; requiring the Attorney General to make specified requests of the Supreme Court relating to proposed constitutional amendments; amending s. 101.171, F.S.; requiring a copy of proposed constitutional amendments to be posted or available at each voting booth; creating s. 104.186, F.S.; prohibiting compensation for initiative petition circulators based on the number of petition forms gathered; prohibiting the submission of certain false information and the failure to disclose certain information; providing penalties; providing for severability; providing applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7121 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Ingoglia—

HB 7121—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

RETURNING MESSAGES

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 2502, with 1 amendment, and that the House agrees to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

HOUSE CONFEREES APPOINTED

The Honorable Bill Galvano, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives to the Conference Committee on SB 2502 to serve with Rep. Cummings, Chair; Managers At-Large: Reps. Avila, Diamond, Eagle, Fitzenhagen, Geller, Jenne, La Rosa, McGhee, R. Rodrigues, Santiago, Sprowls, Stone, and Sullivan; House Agriculture & Natural Resources/Senate Agriculture, Environment, and General Government—Rep. Raschein, Chair; Reps. Altman, Brannan, Clemons, Jacobs, Jacquet, McClure, Omphroy, Perez, Polsky, Roth, Sirois, and C. Watson; House Government Operations and Technology/Senate Agriculture, Environment, and General Government—Rep. Williamson, Chair; Reps. Andrade, Antone, Bell, Brown, Cortes, Daniels, Duggan, Fischer, M. Grant, LaMarca, and Sabatini; House Health Care/Senate Health and Human Services—Rep. Magar, Chair; Reps. Ausley, Burton, Duran, Grall, Grieco, Jones, Pigman, Plasencia, Roach, Rommel, Stevenson, Toledo, and Webb; House Higher Education/Senate Education—Rep. Fine, Chair; Reps. Alexander, J. Grant, Gregory, Joseph, Newton, Overdorf, Ponder, Robinson, A. M. Rodriguez, and C. Smith; House Justice/Senate Criminal and Civil Justice—Rep. Yarborough, Chair; Reps. Beltran, Byrd, DiCeglie, Driskell, Fernandez-Barquin, Gottlieb, Payne, Plakon, Pritchett, Renner, Slosberg, and Stark; House Pre K-12/Senate Education—Rep. Latvala, Chair; Reps. Bush, Davis, Donalds, Hage, Killebrew, Massullo, McClain, Tomkow, Valdes, Williams, and Zika; House Transportation & Tourism/Senate Transportation, Tourism and Economic Development—Rep. Trumbull, Chair; Reps. Drake, DuBose, Eskamani, Fetterhoff, Ingoglia, Leek, Mariano, A. Rodriguez, D. Smith, B. Watson, and Willhite.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 24 was corrected and approved.

CO-INTRODUCERS

Senators Albritton—CS for CS for CS for SB 168; Gainer—SB 880; Gruters—CS for CS for CS for SB 1640

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 7:07 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 26 or upon call of the President.