

Journal of the SENATE State of Florida

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JOURNAL OF THE SENATE

Debbie Brown
Secretary of the Senate

PUBLICATION STAFF

Dana Burns
Lucy Carter
Sabrina Debrard
Teresa Embry
Eliezar Escobar
Corrie Gore
Melanie Hybart
Robert Keith
Shasta W. Kruse
Fred Martin
Cheryl Miles
Martha Prescott
Kelly Welborn

Journal
of the
S E N A T E
State of Florida



ORGANIZATION SESSION

NOVEMBER 22, 2016

**At an Organization Session of the Florida Legislature convened
under the Constitution of the State, as revised in 1968**

MEMBERS OF THE SENATE

(25 Republicans, 15 Democrats)

ORGANIZATION SESSION

November 22, 2016

- District 1: Doug Broxson (R), Pensacola**
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City**
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Bill Montford (D), Tallahassee**
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla
- District 4: Aaron Bean (R), Fernandina Beach**
Nassau and part of Duval
- District 5: Rob Bradley (R), Fleming Island**
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville**
Part of Duval County
- District 7: Travis Hutson (R), St. Augustine**
Flagler, St. Johns, and part of Volusia County
- District 8: Keith Perry (R), Gainesville**
Alachua, Putnam, and part of Marion
- District 9: David Simmons (R), Altamonte Springs**
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby**
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee**
Part of Orange
- District 12: Dennis Baxley (R), Ocala**
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando**
Part of Orange
- District 14: Dorothy L. Hukill (R), Port Orange**
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando**
Osceola and part of Orange
- District 16: Jack Latvala (R), Clearwater**
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne**
Indian River and part of Brevard
- District 18: Dana D. Young (R), Tampa**
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg**
Parts of Hillsborough and Pinellas
- District 20: Tom Lee (R), Brandon**
Parts of Hillsborough, Pasco, and Polk
- District 21: Bill Galvano (R), Bradenton**
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland**
Parts of Lake and Polk
- District 23: Greg Steube (R), Sarasota**
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg**
Part of Pinellas
- District 25: Joe Negron (R), Stuart**
Martin, St. Lucie, and part of Palm Beach
- District 26: Denise Grimsley (R), Lake Placid**
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Lizbeth Benacquisto (R), Fort Myers**
Part of Lee
- District 28: Kathleen Passidomo (R), Naples**
Collier, Hendry, and part of Lee
- District 29: Kevin J. Rader (D), Delray Beach**
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach**
Part of Palm Beach
- District 31: Jeff Clemens (D), Lake Worth**
Part of Palm Beach
- District 32: Lauren Book (D), Plantation**
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale**
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point**
Part of Broward
- District 35: Oscar Braynon II (D), Miami Gardens**
Parts of Broward and Miami-Dade
- District 36: Rene Garcia (R), Hialeah**
Part of Miami-Dade
- District 37: Jose Javier Rodriguez (D), Miami**
Part of Miami-Dade
- District 38: Daphne Campbell (D), Miami**
Part of Miami-Dade
- District 39: Anitere Flores (R), Miami**
Monroe and part of Miami-Dade
- District 40: Frank Artilles (R), Miami**
Part of Miami-Dade

Entire membership elected General Election, November 8, 2016
Districts with even numbers for a 2-year term
Districts with odd numbers for a 4-year term

OFFICERS OF THE SENATE

Joe Negron, *President*
Anitere Flores, *President Pro Tempore*
Wilton Simpson, *Majority (Republican) Leader*
Oscar Braynon II, *Minority (Democratic) Leader*

Non-member Elected Officer

Debbie Brown, *Secretary of the Senate*

**MEMBERS AND OFFICERS OF THE SENATE
THE 2016-2018 FLORIDA SENATE**

President



Joe Negron (R)
Stuart
District 25

**President Pro
Tempore**



Anitere Flores (R)
Miami
District 39

**Majority
(Republican)
Leader**



Wilton Simpson (R)
Trilby
District 10

**Minority
(Democratic)
Leader**



Oscar Braynon II (D)
Miami Gardens
District 35



Frank Artiles (R)
Miami
District 40



Dennis Baxley (R)
Ocala
District 12



Aaron Bean (R)
Fernandina Beach
District 4



Lizbeth Benacquisto (R)
Fort Myers
District 27



Lauren Book (D)
Plantation
District 32



Randolph Bracy (D)
Ocoee
District 11



Rob Bradley (R)
Fleming Island
District 5



Jeff Brandes (R)
St. Petersburg
District 24



Doug Broxson (R)
Pensacola
District 1



Daphne Campbell (D)
Miami
District 38



Jeff Clemens (D)
Lake Worth
District 31



Gary M. Farmer, Jr. (D)
Lighthouse Point
District 34



George B. Gainer (R)
Panama City
District 2



Bill Galvano (R)
Bradenton
District 21



Rene Garcia (R)
Hialeah
District 36



Audrey Gibson (D)
Jacksonville
District 6



Denise Grimsley (R)
Lake Placid
District 26



Dorothy L. Hukill (R)
Port Orange
District 14



Travis Hutson (R)
St. Augustine
District 7



Jack Latvala (R)
Clearwater
District 16

**MEMBERS AND OFFICERS OF THE SENATE
THE 2016-2018 FLORIDA SENATE**



Tom Lee (R)
Brandon
District 20



Debbie Mayfield (R)
Melbourne
District 17



Bill Montford (D)
Tallahassee
District 3



Kathleen Passidomo (R)
Naples
District 28



Keith Perry (R)
Gainesville
District 8



Bobby Powell (D)
West Palm Beach
District 30



Kevin J. Rader (D)
Delray Beach
District 29



Jose Javier Rodriguez (D)
Miami
District 37



Darryl Ervin Rouson (D)
St. Petersburg
District 19



David Simmons (R)
Altamonte Springs
District 9



Kelli Stargel (R)
Lakeland
District 22



Greg Steube (R)
Sarasota
District 23



Linda Stewart (D)
Orlando
District 13



Perry E. Thurston, Jr. (D)
Fort Lauderdale
District 33



Victor M. Torres, Jr. (D)
Orlando
District 15



Dana D. Young (R)
Tampa
District 18

Non-member Elected Officer



Debbie Brown
Secretary of the Senate

Sergeant at Arms



Tim Hay



Journal of the Senate

ORGANIZATION SESSION

Tuesday, November 22, 2016

Journal of the Senate for the Organization Session of the Twenty-fifth Legislature to be convened under the Constitution of Florida, as revised in 1968, and subsequently amended, begun and held at the Capitol in the City of Tallahassee, in the State of Florida, on Tuesday, November 22, 2016, being the day fixed by the Constitution for the purpose.

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CALL TO ORDER

The Senate was called to order by outgoing Senate President Andy Gardiner at 10:00 a.m. A quorum present.

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Executive Director of Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, Master of the Universe, may it be your will that your blessings be bestowed upon the incoming Senate President, Joe Negron, our distinguished Senators, and the public servants of the great state of Florida gathered here before you today, with their families at their side, united in service to their fellow citizens. We pray to you that as the Senate of this great state convenes, a new day dawns on the Sunshine State; we pray that the darkness of discord and division gives way to the light of harmony and amity.

As we assemble here for a new session, we ask you to bestow upon us a new season: a season of hope; a season of strength; and a season of selfless service to our daughters and sons, to our family and friends, and to our neighbors and fellow Floridians. And we ask that you bless the families of those who come here to serve—those who leave their homes, their wives and husbands, their daughters and sons—to help others. Bestow upon these families the strength and resolve to stand by their loved ones as they sacrifice of themselves to help others.

Master of the universe: let us draw inspiration from the life of Abraham, father of the Jewish people, and father of belief in the one G-d—a foundation upon which our state, country, and society are built. Almighty G-d, grant the leaders of the State of Florida the qualities of Abraham—the conviction to do the right thing and the strength to stand

up for what is right. May we merit to see a world of everlasting peace and redemption for all, a day when everyone will call the name of G-d together. And may that day come speedily, in our days. Amen.

MOMENT OF SILENCE

At the request of the President, the Senate observed a moment of silence to honor the 49 victims of the shooting at Pulse Nightclub in Orlando on June 12, 2016.

HONOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber, and the Adjutant General's Honor Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Honor Guard included the following members of the Florida Army National Guard: Sergeant First Class Chaddrick Faison; Sergeant Tiffany Mitchell; Sergeant Dion Dehaney; Staff Sergeant Bernice Watson; and Specialist Damian Holmes.

PLEDGE

Sergeant at Arms Tim Hay was joined by several children present in the chamber in the center aisle and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced The Boys' Choir of Tallahassee who sang our National Anthem, *The Star Spangled Banner*. The Boys' Choir of Tallahassee is a community outreach program for males, ages 8 to 18, enrolled in schools throughout the Tallahassee area. The Boys' Choir is directed by Earl Thomas.

SPECIAL GUESTS

The President introduced Governor Rick Scott, Lieutenant Governor Carlos Lopez-Cantera, former Senate President and Chief Financial Officer Jeff Atwater, and Commissioner of Agriculture Adam Putnam.

The President introduced former Speaker of the Florida House of Representatives and current United States Senator, Marco Rubio; and former Senator and current United States Congressman, Al Lawson.

DOCTOR OF THE DAY

The President recognized Dr. Andrea Friall of Tallahassee, sponsored by the Senate, as the doctor of the day. Dr. Friall specializes in obstetrics and gynecology.

SPECIAL PRESENTATION

The President delivered the following remarks regarding the newly renovated Senate Chamber:

President Gardiner: Before we begin the swearing-in, I do have a couple of remarks about the renovations that have been done to the Senate Chamber. I think it's important that we recognize all the individuals that were involved in this, but also for the historical perspective—for the Journal—as to who all was involved.

In total, the design team had five months to complete updates to the design documents initiated by President King, and construction lasted approximately eight months. The renovation officially began 250 days ago. Since that time, we have had nearly 50,000 hours of work onsite and over 8,300 hours of fabrication offsite.

There are many people that helped with this project, and I want to recognize a few. Most importantly, I want to recognize the Senators that took time out of a very busy legislative schedule to lead our Renovation Committee. First, the Chair—who unfortunately was not able to join us today, he had a previous engagement—was Senator Richter; we had Senator Stargel; Leader Benacquisto; Senator Braynon; President Lee; and Senator Montford.

The committee met on a regular basis and made all of the decisions when it came to the color scheme, the chairs, everything. As I said yesterday, if you don't like it, they're right here if you want to talk to them.

As you can see, the interior of the pediment behind me contains the image of the Great Seal of the State of Florida and is similar to the porch of the Historic Capitol. The stained glass pendant is also similar to the stained glass in the Historic Capitol. Both of these design elements were chosen by the Renovation Committee. The committee also, as I mentioned, chose every other aspect of this beautiful chamber.

Next, I'd like to recognize the architect, contractor, and others who helped with this project. If you'll just hold your applause. We have with us Architect John Nation, with Hicks Nation Architects. As I mentioned yesterday, this is the firm that Senator King had initiated back when we originally started talking about this. We have Larry Simmons, Sean Martin, and Kevin Fleming.

We have All State Construction: Bill Weldon, Scott Brewer, Walter Vidak, Brian Marconnet, and Dean Rakestraw.

From the Department of Management Services: Tom Berger, Gene Nicoloso, Ricky Moulton, and Bob McLaughlin.

Please join me in thanking these individuals for what I believe is a beautiful, beautiful chamber. Thank you for being with us today. It's good to see you guys in suits and ties; you look a little bit better than when I usually see you.

There are a couple of people that I'd like to recognize. First, and most importantly, The Florida Channel, Beth Switzer. Beth and her team were in here almost daily, taking update pictures from the very beginning. As most of you know, the very night we sine died they were in here removing the chairs and voting booths.

I also want to thank Senate Photographer Darryl Jarmon for his work every day taking pictures of where we are.

We hope the historic components of the remodel have created a timeless design that will limit the need for future renovations. A hearing loop was installed beneath the carpet, so that those with hearing loss can tap directly in to our sound system. Mrs. Gaetz, the wife of former Senate President Don Gaetz, helped the Senate select a portable wheelchair lift that will ensure that those with physical challenges can reach the President's rostrum without leaving their wheelchairs. The President's rostrum and Secretary's desk platforms are wider to accommodate the use of a wheelchair for any guests, visitors, or employees who need access to this space. Finally, the new gallery meets current ADA requirements for people with unique abilities.

As I've said many times before, we are only guests in this building, and we have an important responsibility to adequately preserve and maintain areas of the Capitol Complex.

Please join me in another round of recognition for all the individuals involved in putting the Senate Chamber back together in what I believe will last for at least another 40-something years. So thank you all very much.

OATH OF OFFICE ADMINISTERED

The oath of office was administered by The Honorable Ricky Polston, Florida Supreme Court Justice, to the recently elected Senators.

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Ken Detzner, Secretary of State, had certified to the election of 40 Senators as follows:

STATE OF FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS

I, Ken Detzner, Secretary of State of the State of Florida, do hereby certify that the following candidates were duly elected at the General Election held on the 8th day of November, A.D., 2016, to the office of Member, State Senate, as shown by the records of this office:

Table with 2 columns: SENATE DISTRICT and ELECTED SENATOR. Lists 40 senators from District 1 to 40.



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 22nd day of November, A.D., 2016.

Ken Detzner
SECRETARY OF STATE

ROLL CALL

The roll of the Senate, as constituted by the 40 newly elected members, was called by the Secretary, in alphabetical order, and the following members of the Senate were recorded as present:

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

Excused: Senator Hukill

ELECTION OF SECRETARY

The President announced that nominations would be received for Secretary of the Senate for a term of two years and recognized Senator Braynon who placed in nomination the name of Debbie Brown.

Senator Braynon: Over the past five years, we've had the pleasure of Secretary Brown being our Secretary. I came six years ago, and she started at about the same time as Secretary. I think she has done a wonderful job. When you look around our chamber and all the new stuff, she spent hours and hours here as they did the construction. She was almost like the "other" general contractor for us, and we want to thank her. I'm happy to nominate her as our Secretary of the Senate.

By unanimous consent of the membership, Debbie Brown was elected Secretary of the Senate for the 2016-2018 term.

OATH OF OFFICE ADMINISTERED

Secretary Debbie Brown was administered the oath of office by The Honorable Ricky Polston, Florida Supreme Court Justice.

RECOGNITION OF SERGEANT AT ARMS

The President recognized Senator Latvala who thanked Tim Hay, Senate Sergeant at Arms, for his dedication and service to the Florida Senate.

Senator Latvala: We have a unique situation this year in the fact that we have half of the Senate coming into office as new Senators—20 new Senators. I can't tell you all the things to expect while you are here, but I can tell you one thing to expect: you can expect a very high level of support from our Office of Sergeant at Arms. We have a great tradition in the Florida Senate, a whole line of succession of Sergeant at Arms who take very good care of us 24/7 in many cases. Our current Sergeant at Arms, who is returning for his second term as Sergeant, Tim Hay, has done an outstanding job. I am proud to have been on the committee that selected him two years ago to succeed a guy who we all love, Don Severance. Tim has done a very fine job. It is my privilege and honor to be able to introduce him to the body today.

SPECIAL GUESTS

Senator Bean recognized the Senate spouses.

The President recognized former Senators Carey Baker, Arthenia Joyner, Christopher L. Smith, John Thrasher, Curt Kiser, Ron Silver, John Broxson, Van Poole, Geraldine Thompson, and Locke Burt.

The President recognized former Speaker of the Florida House of Representatives, Dean Cannon.

The President recognized former Senate Presidents Don Gaetz, Mike Haridopolos, Ken Pruitt, John McKay, and Jim Scott.

The President recognized his wife, Camille Gardiner.

The President recognized former Speaker of the Florida House of Representatives, Tom Feeney.

The President introduced Florida Supreme Court Justice Ricky Polston and former Florida Supreme Court Justice Kenneth Bell.

The President recognized Florida House of Representatives Speaker Designate Richard Corcoran.

Senator Bradley introduced Senator Negron's wife, Rebecca Negron.

ORGANIZATION

The Senate proceeded to the organization of the body.

NOMINATIONS FOR PRESIDENT

The President announced that nominations would be received for President of the Senate, pursuant to Article III, Section 2 of the Constitution, for a term of two years.

The President recognized Senator Stargel who placed in nomination the name of Senator Joe Negron of the 25th Senatorial District.

Senator Stargel: Thank you, Mr. President. Ladies and gentlemen, fellow Senators, Governor, as well as the Governor's Cabinet members, Senate Presidents, honored family and friends of Senator Negron, it is my privilege to rise to nominate Senator Joe Negron as President of the Florida Senate.

Today we embark on a two-year journey to resolve the issues facing the great State of Florida. Not only those issues we know about and are prepared to file legislation to address, but also unforeseen issues that will only become known to us as the world unfolds before us. Whatever those issues are, I know that under Senator Negron's leadership we will be in the best possible position to resolve them and to resolve them with dignity, unity, and compassion for the citizens of the State of Florida.

I first met Joe and Rebecca Negron and their family almost fifteen years ago when my husband was elected to the House. Our families had a lot in common at the time. We shared a passion for making the world a better place. We were all busy raising our families—youth sports, school, church activities—all the while adjusting to the rigors of life as a legislative family. Joe and John were busy in this process while trying to remain dedicated to their family responsibilities and balancing the rigors of their law practices. I was impressed at that time by Joe's incredible work ethic. I met Rebecca through the Legislative Spouse Program, and it became quickly apparent that, like me, she also had a passion for public policy. We frequently talked about our families, and it was evident that Joe and Rebecca were committed to public service, to each other, and to their children, David, Jonathan, and Becca.

What is so refreshing is that Senator Negron was the same then as he is today. This process has not changed him. He is a man that I admire and respect for his calm demeanor and his commitment to justice and freedom. He is someone who will study every issue, backwards and forwards, to find the right solution and then backwards again and then forwards again to make sure he hasn't missed anything, and he truly came up with the best solution for everyone involved. Joe Negron is a man who understands the need for a vibrant and growing economy while making businesses responsible to preserve our ecosystem. Joe Negron has a personal faith in God that inspires and drives him, but he understands that the Bible says in James 2:26, "For as the body without the spirit is dead, so faith without works is dead." Joe Negron understands the importance of hard work and servant leadership, and he knows the scriptures and looks to them for guidance.

Joe Negron is a man who understands the value of a dime and treats the money that we spend in this process like it was his own hard-earned cash. Because, like all of us who pay taxes, some of it is. That is likely

the reason why he is one of the few people who has had the opportunity to serve as the Appropriations Chair in the House and in the Senate. Senator Negron hasn't lost sight of the fact that every dollar that comes through this process came from someone.

Senator Negron has a passion for education and wants to give every child the opportunity to get a great education from Pre-K to higher education. But he especially wants to ensure that students can get that world-class higher education right here in a state of the art university in the State of Florida. His humble beginnings and being raised in a working class family taught him the value of hard work and the importance of learning. An excellent education is every child's ticket to be whatever they would like to be.

Senator Negron is the oldest of seven brothers so therefore he is the consummate ultimate competitor and has a passion to succeed at everything he does. Anybody who watched our legislative softball games will know that. He loves sports, all sports, even ping pong. But, as only Joe can, he studies the strategies and the intricacies of the game. It is not enough to just watch the game or to just play the game. You have to understand the game. You have to know the rules and the abilities of each of the players, and, in my case, athletic inabilities, so that you can work together to make the entire team a winner. You build up the players, and you protect the integrity of the game—the same principles he brings to this process.

I also want to tell you a little bit about the other side of Joe—the funny, the crazy, impulsive side. Okay, so we all know that side doesn't exist. I tried to find it. I asked friends and colleagues for some funny stories but everyone had the same thing to say: that Joe is the great, all-American guy; he is hard-working, thoughtful, sincere, and studious. I don't think he has ever had so much as a parking ticket. Although, I did hear a rumor about one time some of his roommates forgot to pay the rent and they got a notice from the landlord. They told Joe that he would have to go and get boxes from the liquor store and pack up all of his things. Though that rumor could only be confirmed through another future Senate President and a judge, and they would not go on record to confirm this vicious rumor.

So I think you can see that all of these things are why I believe that Senator Joe Negron is the right person to lead the chamber for the next two years. When I think of Senator Negron I think of Proverbs 29:18 that states, "Where there is no vision, the people perish: but he that keepeth the law, happy is he." That is a great verse that seems to embody who Senator Negron is, and that is why I nominate Joe Negron as President of the Florida Senate. He is a strong and steady hand on the wheel that will guide us in a direction that will make us all proud to say that we were able to serve under the leadership of President Joe Negron in the Florida Senate.

The President recognized Senator Grimsley who seconded the nomination of Senator Negron.

Senator Grimsley: Thank you, Mr. President, I am proud to second the nomination of my friend and colleague, Senator Joe Negron.

I first met Joe in 2004 when I was a newly elected freshman in the House of Representatives, and Senator Negron was the powerful Appropriations Chairman. As I learned how the appropriations process worked, my legislative aide would tell me, "If you want to get your CBIRS projects funded, you have to go meet with Chairman Negron," and I said, "I don't want to." I don't know him, and I am a little nervous going into this big suite that he was in at the time. You see, I really had a good reason for being a little afraid of that. I had been given the runaround a couple of times as a brand new freshman by some senior members of the House, and I expected more of the same from Senator Negron. What I found was something totally different. Joe was kind, and he was bluntly honest with me about which CBIRS projects he could fund and which ones to put in the trash. He did exactly what he said he would do, and he never made me feel dumb or insignificant in the process for not knowing exactly how it worked. Joe, I will forever be grateful to you for that.

Over the years I have watched him interact with others, sometimes those individuals were on the same side with him and sometimes they weren't. There is one thing about Joe Negron—he is always respectful and kind. For the past four years, we have had the opportunity to share Martin County in the Senate. What I have seen from him is that he is

always deferential to those back home, and that is very evident today by all of the Martin County folks that are here. I am so glad to see each and every one of you. But he is always deferential to you, whether it is in the delegation meeting at home or whether it is here in Tallahassee. And I will say with total certainty that he truly cares about those that he represents. While Joe is thoughtful and considerate, he is also smart, and he is not afraid to take on tough issues. He spends time researching and formulating policy. If he believes in something, he is relentless until he has presented his ideas to each and every one of us in this body. Joe, I want to thank you personally for being the leader that you are. Not only to your colleagues, but to your family and to the community. Rebecca, I can tell you firsthand that he worships the ground you walk on, and I know you are so proud of him.

Ladies and gentlemen, what I have described today is the character of Joe Negron the Senator, Joe Negron the husband and the dad, and Joe Negron the community leader, but most importantly what I have described is Joe Negron my friend. Joe Negron will lead the Senate into a better tomorrow.

Ladies and gentlemen, it is my honor to stand before you today and second the nomination of Senator Joe Negron as the next President of the Florida Senate.

MOTION

On motion by Senator Galvano, nominations for President were closed.

ELECTION OF PRESIDENT

The roll was called on the election of the President and each Senator voted in the affirmative by saying, "Joe Negron."

The vote was:

Yeas—38

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

Nays—None

Excused: Senator Hukill

OATH OF OFFICE ADMINISTERED

Senator Negron was joined by his wife, Rebecca, at the bar of the Senate where the oath of office was administered by The Honorable Ricky Polston, Florida Supreme Court Justice. President Negron then proceeded to the rostrum where he joined President Gardiner.

President Gardiner: Mr. President, why don't you come on up. I'm ready to go sit with my family. While you're walking up—just very, very briefly—to the returning Senators, and I see a lot of good friends I had the honor to serve with, thank you. Thank you for allowing me and Camille, Andrew, Katherine, and Joanna to be a part of this incredible institution; it's been such a blessing for our family.

To the staff: they never get enough credit, the Appropriations' staff, the President's staff, and the committee staff, thank you. Thank you for everything that you do, not just for me as the President, but for the State of Florida.

It was a very humbling experience. My mom and dad are here, my in-laws. We've loved every minute of it. I will forever be grateful for the opportunity to serve.

With that, I'd like to—once again—introduce to you my good friend, the President of the Florida Senate, Joe Negron.

President Gardiner presented the gavel to President Negron, the 87th President of the Florida Senate since statehood.

PRESIDENT NEGRON PRESIDING

ADDRESS BY PRESIDENT

The President presented outgoing President Gardiner with a ceremonial gavel made with wood taken from the 1978 Senate Chamber.

President Negron: Thank you all very, very much. Before President Gardiner joins his family, as most of you know, from the 1978 space we are in today in the Senate chamber, the President had some wood taken from the chamber, made nice name plates for all the Senators, and sent those to our homes. In recognition of your service and your commitment to the Senate, we have a ceremonial gavel that was made from the wood from the 1978 chamber. It has your coin on both sides of it, and we'd like to present that to you in honor of your service. Thank you.

First of all, I want to start by thanking Senator Stargel and Senator Grimsley for their nominations. I'm honored to serve with every member of this class, many of whom worked very, very hard to get here. So thank you very much for that honor. I want to start by thanking all my constituents from the Treasure Coast and from northern Palm Beach County who have given me the opportunity to be addressing a lot of them here. Thank you all very much for electing me and re-electing me and giving me the opportunity to be here. I will respect the trust and confidence that you've placed in me in performing the duties of this position. I want to thank Governor Scott, who had to leave to go to the House, but we've had a good working relationship on a number of issues over the past six years. Speaker Corcoran, who will be our partner on the House side, is now over in the House but I look forward to a productive and effective partnership with him. CFO Atwater, thank you very much for being here. Commissioner Putnam was also here.

As was noted, one member of our Senate family is not with us today. Senator Hukill is overcoming a health challenge at home today. I have spoken with her, and she will rejoin us during the December committee week. Our thoughts and prayers are with her. As Senator Latvala mentioned, with 20 new Senators, we have the largest change-over of the state Senate this century. We also have a truly citizen legislature. Let me give you some examples. We have an insurance agent, who specializes in selling weather insurance to beekeepers. We have a survivor, who has walked from Pensacola to Key West to create awareness and help victims. We also have veterans of our United States Army and Marine Corps, who have fought for our freedom in The War on Terror.

I personally had the opportunity to meet with every Senator to discuss your goals and priorities as we serve together in the Florida Senate. I look forward to each of you advocating for the issues and causes that you believe in. This morning I would like to briefly address four objectives that I have for this session. Issue number one: Let's make our good universities great. In April, we took a bus tour, and we visited all 12 universities over a four-day period. Many of the universities I had already been to before, but I wanted to go see the latest. Many Senators who are in the room joined us at various stops along the way. We talked to hundreds of parents, teachers, professors, deans, students, and administrators about our universities. I have a vision that won't happen in the two years that I have the opportunity to serve here, but we can make a very good start. But I have a vision that Florida's universities will be national elite destination universities in the category of the University of North Carolina-Chapel Hill, the University of Virginia, and the University of Michigan. Universities to which Floridians will apply and quickly pay out-of-state tuition if they get accepted to those universities. In order to do that, a lot of things need to happen, but three things I want to focus on: one is to give our Presidents and Provosts discretion with finances in order to be able to recruit and retain the very best faculty, because that is the core of the university and the quality. Secondly, I think our universities will significantly improve in stature if

we focus on the professional schools, particularly law, medicine, and business. And then finally, if you have been on university campuses throughout the state, there is a deferred maintenance and there is also some aging infrastructure on our campuses that I think need our attention. Turning to the students, I have a basic core philosophy and guiding principle that every student should be able to attend the university to which she or he is admitted, regardless of their financial circumstances. Now that doesn't mean you go for free. Students need to work. I worked part-time when I went to college, so students can work part-time, they can work in the summer, their parents can contribute as they're able. But we witnessed on our tour, and as we were talking to students, there are a lot of financial insecurities on our campuses. We have students that are working 40-50 hours a week and trying to go to school full-time, which doesn't work.

One of my goals is to increase our four-year graduation rate, and I think that we will be able to do that if we put students in a situation where they can work part-time but can still finish the four-year program in four years. I would also like to increase the number of Benacquisto National Merit Scholars that we have. We now have a good number attending, and I would like to see students from out-of-state because we would compete for National Merit Scholars so that they would come to our Florida universities.

Dating back all the way to antiquity, institutions of higher education have always served as a forum for free speech and the open exchange of ideas. I hope our universities would continue to reject the culture of coddling that has consumed some campuses around our country the past few weeks and months. No one has a right to shut down speech simply because it makes someone feel uncomfortable. We should train students to articulate and defend their ideas in an open, responsible way that prepares them for the real world.

Issue number two: Let's stop harmful Lake Okeechobee discharges. From January 1, 2016, through this morning, 225 billion gallons of polluted water have been released from Lake Okeechobee East into the St. Lucie River and into our estuary. 549 billion gallons of polluted water have been released west of the Caloosahatchee River and to Southwest Florida. These discharges have left in their wake destroyed estuaries, polluted water, closed businesses. In fact, this summer, water on the east coast had toxic algae blooms that looked and smelled like putrid waste. I'm a native Floridian; I was born in West Palm Beach, Florida, so imagine this in Florida, home to a hundred million visitors, a beautiful peninsula that we all live on. We have young women in my community that are part of the Treasure Coast Rowing Club; they cannot practice rowing in the actual rivers that we live in. We have signs, not only in the river but in the ocean, "No swimming allowed, too dangerous, bacteria." We have property values declining. Is this really the best we can do in the United States of America in 2016? When Lake Okeechobee rises to 15.5 or 16 feet, with all the technology, with all our scientists, with all the brilliance that we have, here's our solution: We're going to send it east and west into communities where millions of people live. We're going to destroy the seagrasses, we're going to destroy the oyster beds, and we're going to create algae blooms, and this is the best we can do? We have no options? I refuse to accept that. I think we can do a lot better than that. I had an 87-year-old constituent of mine from Nettles Island who came up to me at a recent community forum and said, "I don't know how much time I have left, but I'm counting on you to find the solution." So together, I believe we can address the plan, and here is a rough outline: One, I agree that we need to expedite existing projects that will store, clean, and send water south of Lake Okeechobee. Two, we must insist that the Federal government complete the necessary strengthening of the Herbert Hoover Dike. But three, and importantly, an indispensable component of the solution is increased water storage south of Lake Okeechobee. Some critics will say that this is a radical new idea. Please check your history, it's not. In 2000, we saw Governor Jeb Bush's historic bipartisan support of a Comprehensive Everglades Restoration Plan, the CERP Plan, which anticipates having a reservoir, having additional storage capacity south of the lake. It only makes sense to have to have somewhere to send the water when it comes into the lake. The University of Florida Water Institute study that we commissioned in 2014 and gave the report in 2015, confirms that additional southern storage is a necessary component to a long-term solution rather than poisoning estuaries east and west of the lake. We've been talking about a southern reservoir for 20 years. The time for talk is over, it's time to act.

We can accomplish this goal while at the same time safeguarding our agricultural community. I know and understand the agricultural community. I grew up in West Palm Beach, and, as I mentioned, I am the oldest of seven boys. We frequently went out to Okeechobee, to Belle Glade, to Clewiston, to South Bay, to Pahokee. I now represent Pahokee in Senate District 25. We can find a solution to the discharges that respects and honors our agricultural community.

Issue number three: Let's not criminalize adolescence. In 1980, my friends and I were supporting Ronald Reagan for the Republican nomination for President in the Florida Primary, and he was running against George Herbert Walker Bush. And some of you know that I grew up in Hobe Sound and across the waterway from Hobe Sound is Jupiter Island, which is an exclusive beautiful community on the ocean in the water. The Bush family had a residence on Jupiter Island. Now Jupiter Island is very understated so they have a system where when you drive down the streets of Jupiter Island, the homes are identified by a very little sign that's black and white, it's white with black letters and it just has the last name so it would say, "Bush," or "Heinz," or other names you would've heard of. We all worked on Jupiter Island growing up, and we appreciated the jobs that we had, mostly in landscaping and other types of services. So, one day when driving home, I thought it would be really amusing if people from the island drove past the Bush residence, and, instead of it saying Bush, it would have a Reagan sticker on top of it so it would say Reagan. So I found somebody that was interested in this endeavor, and we drove over to the island. We drove up to the Bush property. I snuck on the property. I put two—a Reagan sticker on one side, a Reagan sticker on the other side—and then just for good measure, we put some Reagan signs all over Jupiter Island with a few stickers here and there. Then we raced off over the bridge back to where we belonged. I was feeling this incredible rush of adrenaline, so I dropped off my accomplice, I pull up to the house, I'm walking into the kitchen, and the phone's ringing and this is before caller ID. I was really amped up, and I picked up the phone and I said, "Ronald Reagan headquarters, may I help you?" The voice on the other end said, "This is Lieutenant so-and-so with the Jupiter Island Police Department. You have defaced property of one of our residents, you have put signs and other paraphernalia on the island, which is a violation of our ordinances and littering. Somebody didn't find these too amusing." And I was listening, and he said, "I'll tell you what we're going to do, I'm going to give you 40 minutes to get back over to the island to remove the stickers from the Bush sign, to pick up all the signs, and to leave everything as you found it, and this is never going to happen again. Do I make myself clear?" And I said, "Yes sir," and I got in my car and drove back over to the island. I undid all of our mischief and that was the end of that. The statute of limitations has now expired but, as a lawyer—and Senator Bradley will back me up as a former prosecutor—let me just give you a list of the crimes that were committed during this extravaganza: criminal mischief, defacing property, trespassing, fleeing and attempting to allude, and, since there were two of us, it was a conspiracy. So that would be a fifth charge. We cannot, and should not, tolerate serious wrongdoing by young people, but at the same time, let's not criminalize adolescence. We often don't take time to recognize and highlight the steps in the right direction that we do here. We talk about all the challenges and problems but this is one of those issues where we can report progress. Governor Scott announced just last week that the number of juvenile arrests in Florida is the lowest it's been in 40 years, and I know that Senator Gibson, Senator Clemens, Senator Brandes, and others are very focused on this issue. I understand their concerns, and I would probably still be explaining this on bar exam questions, on law school applications, on questions on editorial board interviews. It's not as bad as it sounds so I understand the issue, and I understand the importance of preventative and restorative approaches in juvenile justice. I look forward to this Senate's work on that issue this coming session.

Issue number four: Let's embrace the Constitution. For me, this means limited government, the supremacy of the individual, due process, and equal protection. Many of us are fresh off the campaign trail for months, and I think Senator Benacquisto calls it as that time when some campaigns are almost afraid to go to your mailbox or to turn on the television. So the thoughts and needs of our constituents are front and center in our minds. One of the most important responsibilities we have under our Constitution is to pass a balanced budget each year. I believe that, within our 82-billion-dollar budget, we can fund the priorities of today instead of simply duplicating the decisions of yesterday. We will

do this in an open and transparent manner that includes public input throughout this session.

So with that, I again want to thank you very much for this tremendous honor. I want to thank Rebecca for all of her commitment in the process. Thank you, Rebecca. I look forward to working with each and every one of you as you file bills, as you work to craft our budget, and as you represent the constituents who sent you to the Florida Senate. Thank you all very much, I appreciate it. Thank you.

NOMINATIONS FOR PRESIDENT PRO TEMPORE

The President announced that nominations would be received for President Pro Tempore of the Senate for a term of two years.

The President recognized Senator Garcia who placed in nomination the name of Senator Anitere Flores of the 39th Senatorial District.

Senator Garcia: Senators, it truly is a great honor today to stand before you and recognize the outstanding work of a young lady who I met some time ago when I was in the House. I started off working in the Education Committee in the House.

One of the greatest honors that I have today is to recognize Senator Flores. She is in great company. She is one of two women who have served both in the House and in the Senate—Hispanic women—who have served in the House and the Senate. That other person is Congresswoman Ileana Ros-Lehtinen; so you are in great company, my dear friend, to have this great accomplishment. The first Hispanic-American woman to be President Pro Tempore of this august body. It is a great honor for me today to nominate you as our leader.

In keeping with tradition, Senator Richter is no longer here, so I have to go ahead and use Flores' name to describe the woman that I know to be our next President Pro Tempore. An "F." How great it is that "F" starts off her name, because "F" is for both "faith" and "family." Faith is her guiding principle, and you will see that here, members, as we move through this process—for the new members—that faith is her cornerstone of her life; that's what she carries with her every step of the way. Talk about making a decision in life, she is always carrying that faith and that's what carries her all the way through. And "family." Who doesn't know her family? For God's sake, I have one person here—my mother. She has her husband, Dustin; her children, Maximo and Lucas; her mother; her sister; and her brother-in-law here supporting her. So it's a family affair they have. So please rise and be recognized for the work you guys have done too.

In the Flores household it's surely a family affair. One last one for "F": FIU. It can't go without saying that we know that the biggest champion for Florida International University is Senator Flores.

"L": "Leadership." President Negron, you absolutely know how to pick them, because Senator Flores started off in the House, then she went off to be Jeb Bush's education policy advisor, and then through that whole time as you rose through the ranks in the House—the leadership roles that you've had—and here in the Senate, again, being the first Hispanic-American woman to serve as this role. It's an amazing accomplishment.

"O": "Optimistic." If any of you know Flores—and I'll tell you personal stories—when I have my hard days, and I'm frustrated with the process, I can always go to Flores' office—forget about the wine—but I could always go to her office and everything is always going to be okay. She always has this optimistic view on life, policy, and her family. It's just amazing, when you walk out of that office, you always say, "You know what? Things are going to be okay." I thank you, thank you for that.

"R": You guys are gonna see this one: "Resilient." God is she resilient. She just does not give up. I saw this as Chairman of the Health Appropriations Committee when at times she would come into my office and say, "Senator,"—she doesn't call me Senator, she calls me Rene—she goes, "Rene, hey, I need this. Can you help me out with this?" I go, "Senator Flores, I really can't do this." By the time she left the office it was either a "maybe" or she had me at "yes" already. She just does not

give up. She is really an amazing individual who is fighting not only for her district, but for the county and for the state, and for fighting for what is right. That is definitely what Senator Flores really exhibits.

“E”: “Exceptional” public servant. There’s nowhere in Miami-Dade County, and especially her district, that you would go that people don’t know who Senator Flores is. You can go to the senior centers—and trust me, you go to those senior centers in her district—everyone knows Anitere. Anitere, Anitere, Anitere. You walk in with her and it’s like, “Who’s that guy? It’s Anitere I want to talk to. I don’t want to talk to Rene. Forget about him. I want to talk to Senator Flores.” You go to the small businesses, the mom-and-pop shops in the district, everyone knows who Anitere Flores is. That’s what an exceptional public servant is. She has an open door policy to make sure that anyone that comes into her office gets serviced. Anyone that goes into her office, whether they’re Republicans or Democrats, whether they live in the district or don’t live in the district, whether they can vote for her or not, she is there to say, “I am here and how can I help?”

Mr. President, you have truly chosen an outstanding leader, because it’s going to be very hard to corral all of us in this chamber, and it really takes someone with a lot of faith, a belief in family, who is a great leader, who is optimistic, who is resilient, and who is an exceptional public servant. And no, I haven’t forgotten “S.” This is what embodies who you really are: a true “stateswoman.”

So for that, Mr. President, it is an honor for me to nominate Senator Anitere Flores as President Pro Tempore for the Florida Senate.

The President recognized Senator Hutson who seconded the nomination of Senator Flores.

Senator Hutson: Thank you, Mr. President. It is an honor to stand here in front of everyone today to second the nomination of Anitere Flores as President Pro Tempore.

When I first came over from the House, I must say the transition was very interesting. I had to learn how to become a Senator and, if you ask Anitere, she would say I am still in training. Being the only freshman for two years, I had to learn from my own mistakes and not the mistakes of others and, if you ask Senator Benacquisto, she would say mistakes were made. After being hazed for a solid two years, no one is more excited to see some fresh faces in here than me.

As I struggled to navigate my way through the labyrinth of what is known as the upper chamber, I had some help along the way from many within this room. One of those natural leaders who was always there for me was Anitere. She was able to offer me guidance and wisdom, steering me in the right direction. Whenever I needed something, I would go confide in her, and I would always think in my head, “Thank God for Anitere.” Truth be told, every time I saw her she was probably thinking in her head, “Aye, aye, aye.”

Anitere, I think you are the best choice for President Pro Tempore because of your personality, your passion, and your poise. Your personality can light up a room. During heated discussions you can always be the voice of reason and in your own cheerful, bubbly way make those around you feel welcome to the conversation even when you know they are wrong. Your personality even comes through when you text. This girl sends more emojis than I have ever seen in my life. Your passion is what makes you such a great Senator. You take this process to a whole other level. Your willingness to go into a fight and debate the issues at such intensity is what fuels who you are. Mr. President, I never want to be on the wrong side of Anitere. When serious legislation is coming through the chamber, the first question I always ask is, “Where is Anitere on this issue?” The second question is where Joe stands. And, if for some reason they don’t see eye to eye, I turn to prayer: “Dear God, please don’t let me have to vote on this one.”

Lastly, what brings everything together about you and your leadership style is your poise. As cheerful and as passionate as you are, you always find a way to be cool, calm, and collected. When things are overwhelming, you are the first to say, “Take a deep breath,” you would exhale, and then you would say, “Okay, now let’s talk.” You taught me this process is fluid; it is not black and white, but forever changing. It

took me a while, but I finally realized what you meant: “Hutson, just shut up and vote how I do.”

Mr. President, it is my honor and my privilege to second the nomination of Anitere Flores as President Pro Tempore.

MOTION

On motion by Senator Galvano, nominations for President Pro Tempore were closed.

ELECTION OF PRESIDENT PRO TEMPORE

The roll was called on the election of the President Pro Tempore and each Senator voted in the affirmative by saying, “Anitere Flores.”

The vote was:

Yeas—38

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

Nays—None

Excused: Senator Hukill

OATH OF OFFICE ADMINISTERED

Senator Flores was joined by her husband, Dustin Anderson; sons, Maximo and Lucas; and mother, Anna Maria Monte Flores at the bar of the Senate where the oath of office was administered by The Honorable Ricky Polston, Florida Supreme Court Justice. Senator Flores and her family returned to their seats.

The President invited President Pro Tempore Flores to join him at the rostrum.

ADDRESS BY PRESIDENT PRO TEMPORE

Senator Flores: Thank you Senators, and especially President Negron, for placing your faith in me to serve as your President Pro Tempore for the next two years. I also want to thank my family and friends who joined me—yes there are a lot of us here and that is just a reflection of the many blessings I have of people who have helped me reach this point.

My husband, Dustin, who most of you know as the way cooler version of me; my amazing boys Maximo and Lucas; my mom; my brother, who unfortunately couldn’t be here, but is watching; my sister Mariola and my new brother—her husband, Harold; my in-laws; and all the rest of the Flores cheering team scattered around the chamber. Thank you.

The Florida Legislature has really seen me grow, both professionally and personally. I started in the House, recently engaged, and as one of the youngest members at 27. By today’s standards, that would make me a middle-aged House member, but back then it was young. I had my House baby, Maximo, and then my Senate baby, Lucas. I guess I’m lucky there isn’t a third chamber in the legislature.

Well, here we are now with some of us entering our final term in office and half of us starting off. So what will we do with that time? We won’t

just see personal milestones, like births. Senator Book skipped the House so she's just having them both now. We'll see our kids grow. When we started, Dustin would throw Senator Galvano's kids in the pool, and now it's likely to be the other way around.

You'll be sure to make some lasting memories—like walking seemingly aimlessly following Dustin through Manhattan to find George Washington's watering hole while listening to Rob Bradley's impression of some of our more loquacious House colleagues, or having Senator Simpson get down to Pitbull's greatest hits, or having Brandon Braynon wow you with his amazing Michael Jackson moves, or having Senator Smith bust out A-Aron from the rostrum.

Yes, your time in the Senate will be full of memories and marked with graduations, weddings, and many other personal ups and downs, but more than anything your time in the Senate can and should be marked with a purposeful impact that you can make in your community and our state. Working together, we really can make a difference. When I was first elected, like many of you when asked why I ran, the answer was some variation of, "Because I wanted to change the world." After reality set in, I realized I couldn't change the whole world. But since I'm a glass-is-half-full type of girl, I looked for ways to make an impact.

Never underestimate your ability to make a difference. Sometimes, it might be helping a single mom navigate whatever bureaucratic system she needs help with, or helping someone fill out forms, but know that you are making a difference and changing the world for that one person you are helping. In my time here, I helped create the First Generation Matching Scholarship Program. This is a scholarship for students who would be the first in their family to graduate from college. Imagine that: being the first in your family to graduate college. A given for many of us here but not everyone is so blessed.

And this is how I was able to be part of making an impact in ways that you can't imagine. During the campaign, this lovely challenging campaign that the 40 of us survived, I met a lot of people. But one person stood out. One day, I met a young woman who was coming to vote as a first time voter. Her name is Diana Rodriguez. I met her and introduced myself. She said, "I know who you are," and went in to vote. When she walked out after voting, she said, "Senator Flores, my name is Diana Rodriguez, and I am a recipient of the First Generation Scholarship." Diana came to this country at age 7 from Mexico. As an immigrant, her family struggled, but worked hard. She didn't think college would be an option for her because no one in her family had ever been. Her hard work and perseverance earned her a spot at Florida International University, but she and her family still struggled financially. Thanks to the scholarship we created, she went to college, and now Diana Rodriguez will not only be the first in her family to go to college, she will also be going to medical school at Florida International University, and we helped make that happen.

These are the opportunities we have to make a purposeful impact. Because we can't always change the whole world but sometimes we are given the opportunity to change the whole world for one person—one Diana Rodriguez—one person who didn't have the opportunity and will now be a doctor. And we didn't just help Diana. The First Generation Scholarship has impacted over 10,000 students. That is over 10,000 people whose worlds we have changed. Ten thousand generations of people who have broken the lack-of-education cycle.

I hope, with your help, we will be able to expand the First Generation Scholarship this year so that other Dianas and other Floridians will be able to reach their full potential. No student who has the academic capacity should be barred from reaching their full potential because of financial difficulty. Because Florida should be the place where people want to come to fulfill their dreams, and we have the opportunities to make that happen. In our time in the legislature and, especially the Senate, we can change the world. We can make a purposeful impact in our state. So that's what I hope we do—work together and make our time in the Senate known. Thank you.

COMMUNICATION

By direction of the President, the Secretary read the following communication from the Minority (Democratic) Office:

Debbie Brown, Secretary
The Florida Senate

November 21, 2016

Dear Madam Secretary:

This memo will certify that the Senate Democratic Caucus met today for the purpose of electing a Democratic Leader and Democratic Leader Pro Tempore. The Caucus has elected Senator Oscar Braynon II as the Democratic Leader for the 2016-2018 term and Senator Lauren Book as the Democratic Leader Pro Tempore for the 2016-2018 term.

The President recognized Senator Braynon for brief remarks.

Senator Braynon: Thank you, Mr. President. I look forward to working with you as we have over the past few years, along with your Leader Pro Tempore, which is a wonderful choice picking someone from Miami-Dade. I am a Miami-Dade person, and that is a great idea.

I want to also recognize Senator Lauren Book, my Leader Pro Tempore. Thank you for your service, and thank you for helping us. I really am excited to start this journey.

We have been here for four years with almost the exact same people and only got to haze Senator Hutson. Now we have 20 new people. I'm very excited about that, and I think some of the things you talked about would be a great jumping off point for us making Florida a better place.

COMMITTEE APPOINTED

On motion by Senator Perry that a committee be appointed to notify the House of Representatives that the Senate was convened for the purpose of organization, the President appointed Senators Book, Powell, Hutson, and Young, with Senator Gainer acting as Chair. The committee was excused.

COMMITTEE DISCHARGED

The committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

ADOPTION OF RULES

On motion by Senator Braynon, the Rules were adopted to govern the Senate for the ensuing two years.

On motion by Senator Braynon, the Secretary was authorized to make any technical and conforming changes to the 2016-2018 Senate Rules.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers ~~shall are to~~ hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

1.2—The President calls the Senate to order

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed thirty (30) minutes.

1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) As necessary, the President is authorized to incur travel and per diem expenses for the next session of the Legislature. The President shall ~~have the power to~~ assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nays, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, ~~as required~~ by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

(1) The Secretary shall prepare a daily calendar that shall set forth:

- (a) The order of business;
- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Notice required for certain meetings.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

~~Before issuing a bill number, the Secretary shall examine measures all bills on their tender for introduction and, but prior to their receiving a number, he or she shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.~~

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS**1.20—Attendance, voting, and disclosure of conflicts**

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

See Rule 2.28—Taking the vote.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a Senate seat in the Senate is contested, notice stating the grounds of such contest shall be delivered given by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by majority vote as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

See Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES

1.28—Dismissal of employees; employment of a spouse or immediate relative

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

The political activity of Senate employees shall be regulated concerning their political activity pursuant to Senate Administrative Policies and Procedures promulgated by the President.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS

1.35—Legislative conduct

Every Senator shall conduct himself or herself to justify the confidence placed in him or her by the people and, by personal example and admonition to colleagues, shall maintain the integrity and responsibility of his or her office.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any committee of continuous existence, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, or any committee of continuous existence must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. When required by law, the Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;

2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
 1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
 2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

1.40—Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four (4) hours ~~one (1) hour~~ in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President.

1.41—Senate employees and conflicts

Senate employees shall conduct themselves consistent with ~~be accountable to~~ the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. The special master shall conduct an investigation, shall give reasonable notice to the Senator who is alleged to have violated the Rules and shall grant the Senator an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master's report and recommendation is advisory only and shall be presented to the Rules Chair, or the President when the complaint is against the Rules Chair, as soon as practicable after the close of the investigation. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation. If the complaint is against the Rules Chair, the chair is excused and the vice chair shall conduct the deliberation. If the Rules Committee votes to dismiss the complaint, the Rules Chair or vice chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a two-thirds (2/3) vote of the Senate, on recommendation of the Rules Committee.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS

1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President, after consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to be in compliance with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, "legislative business" is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or Senate subcommittee.

1.45—Notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4)

hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings of a majority of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a majority of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor ~~rotunda on the fourth (4th) floor of the Capitol rotunda~~. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(3) In the event ~~cases~~ of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under

reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Office Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the

Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.

- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty (30) day period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 1. Subcommittee on Criminal and Civil Justice
 2. Subcommittee on the Environment and Natural Resources Education
 3. Subcommittee on Finance and Tax
 - ~~4.~~ Subcommittee on General Government
 - ~~5.~~ Subcommittee on Health and Human Services
 - ~~6.~~ Subcommittee on Higher Education
 - ~~7.~~ Subcommittee on Pre-K - 12 Education
 - ~~8.~~ Subcommittee on Transportation, Tourism, and Economic Development
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Communications, Energy, and Public Utilities
- (g) Community Affairs
- (h) Criminal Justice
- (i) ~~Education Pre-K - 12~~
- (j) Environmental Preservation and Conservation
- (k) Ethics and Elections
- ~~(l)~~ Finance and Tax
- ~~(m)~~ Fiscal Policy
- ~~(n)~~ Governmental Oversight and Accountability
- ~~(o)~~ Health Policy
- ~~(p)~~ Higher Education
- ~~(q)~~ Judiciary
- ~~(r)~~ Military and Veterans Affairs, Space, and Domestic Security
- ~~(s)~~ Reapportionment
- ~~(t)~~ Regulated Industries
- ~~(u)~~ Rules
- ~~(v)~~ Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee or hear a bill referred to it.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to com-

plete its assignment or thirty (30) days, whichever is less, unless extended by the President.

- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by majority vote of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor ~~rotunda on the fourth (4th) floor of the Capitol rotunda~~ four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor ~~rotunda on the fourth (4th) floor of the Capitol rotunda~~. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after the fiftieth (50th) day.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee to the standing committee to which it was referred by the President without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President, and Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor ~~rotunda on the fourth (4th) floor of the Capitol rotunda~~.

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the majority of the Senate present.

2.11—Presentation of bills before committees

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. ~~Only the if an introducer or the first- or second-named co-introducer may present a bill before a committee or subcommittee is required to be present in another committee meeting, may such introducer discharge this duty by sending another legislator or his or her legislative assistant.~~

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of their assigned committees of reference.

2.12—Order of consideration of bills; exception

(1) Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

~~(2) A bill may be considered out of its order on the committee agenda if agreed to by unanimous consent of those committee members present obtained in the following manner: prior to consideration of the motion, the member moving for unanimous consent of those committee members present shall orally give the committee not less than fifteen (15) minutes' notice of the member's intention to move and shall specify the number of the bill. On the entertainment of the motion, the moving member shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those committee members present shall be given or refused without further debate.~~

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a two-thirds (2/3) vote of those Senators present at a sitting or except as provided in Rule 2.7, ~~or~~ Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be

returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by majority vote decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee to which the matter was referred by the President. The standing committee shall promptly certify a copy to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee of reference, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee of reference in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee of reference. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee of reference considers the standing subcommittee's report unless, on motion by any member adopted by a two-thirds (2/3) vote of those standing committee members present, the same report shall be rejected. When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(6) When a bill with a favorable report by a standing subcommittee is considered by the standing committee to which it was referred by the President, no additional testimony shall be permitted except by a majority vote of those standing committee members present before a vote on final passage; however, debate by members of the standing committee shall be allowed prior to such vote.

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a majority of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a majority of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);

- (b) Meetings between a majority of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a majority of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings ~~The ruling~~ shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be

subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of from a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of from a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a majority of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair if such substitution shall not extend beyond such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS

2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period, ~~and~~ This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A majority of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING

2.28—Taking the vote

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.
See Rule 1.20—Attendance, voting, and disclosure of conflicts.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has results have been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted valid unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted in a by the committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote; deferring a vote prohibited

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE

2.32—Motions; how made, withdrawn

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced. The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn rise
- (b) To take a recess
- (c) To reconsider instant passage of a main question
See Rule 2.35—Reconsideration generally.
- (d) To reconsider
See Rule 2.35—Reconsideration generally.

- (e) To limit debate
See Rule 2.50—Limitation on debate.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) To commit to a select subcommittee
- (h) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity.

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business, during the meeting at which the vote was taken, may so move.

See Rule 2.38—Reconsideration; collateral matters.

(3) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

(4) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn ~~rise~~. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting, and, unless considered during such meeting, shall be considered abandoned.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn ~~rise~~.

(6) During the last fourteen (14) days After day forty five (45) of a regular session, a motion to reconsider shall be made and taken up considered during the meeting at which the original vote was taken.

(7) A motion to reconsider instanter may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

- (a) If the motion to reconsider instanter is agreed to by a two-thirds (2/3) vote of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.
- (b) If a motion to reconsider instanter is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (4) of this Rule, shall will be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a majority of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than five (5) minutes.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS

2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m. — 5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
- (d) After ~~day the first~~ fifty (50) days of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this rule, including any filed during a committee meeting in which it is to be offered, requires a two-thirds (2/3) vote of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

(2) Amendments shall be filed on forms prescribed by the Secretary.

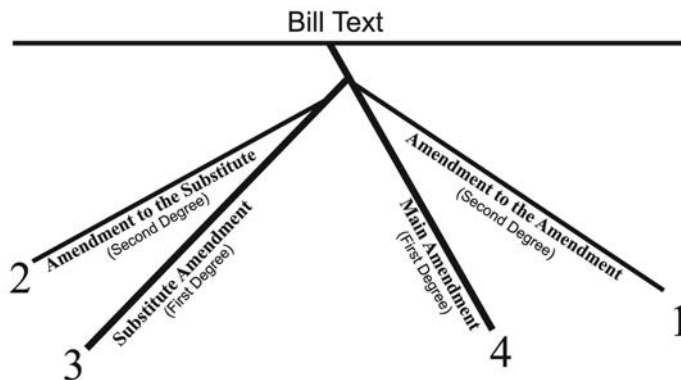
- (a) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer may move and explain an amendment sponsored by the introducer.

- (b) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(3) ~~(e)~~ No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- Amendments to the amendment are acted on before the substitute is taken up.
- Amendments to the substitute are next voted on.
- The substitute then is voted on.

(2) ~~If the adoption of a substitute amendment is adopted, it supersedes the main amendment and in lieu of an original amendment shall be treated and considered as an amendment to the bill itself.~~

- (3) The following third (3rd) degree amendments are out of order:
- A substitute amendment for an amendment to the amendment.
 - A substitute amendment for an amendment to the substitute.
 - An amendment to an amendment to the amendment.
 - An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall re-

move an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- Rising to a question of privilege;
- Rising to a point of order requiring an immediate ruling;
- Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- Rising to make a parliamentary inquiry requiring an immediate reply; or
- Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition the floor. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have five (5) minutes in order to close debate.

2.49—Time allowed for debate

No Senator shall speak longer than ten (10) minutes without yielding the floor, except by consent of a majority of those committee members present.

2.50—Limitation on debate

When a matter is under debate by the committee, a member may move to limit debate, and the motion shall be decided without debate. The introducer of the pending matter on which debate would be limited shall have five (5) minutes to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a two-thirds (2/3) vote of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a majority vote of the committee members present.

See Rule 8.6—Limitation on debate.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

RULE THREE

BILLS, RESOLUTIONS, AND MEMORIALS

3.1—Form of bills

(1) All bills shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:.” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills before committees.

See Rule 11.6—General: definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through with hyphens, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

All Joint resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

All Memorials shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.”

3.6—Form of resolutions; Senate and concurrent

(1) All Senate resolutions and all concurrent resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida:.” Concurrent resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:.”

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution’s adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor’s veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public-record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show ~~reflect~~ the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

~~(2)(4)~~ When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

- (a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.
- (b) A substitution ~~Such~~ motion may be adopted by a majority vote of those Senators present ~~if provided~~ the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a two-thirds (2/3) vote of those Senators present and read such House measure.

~~(2) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted. Differences between the Senate bill and the House bill shall be explained by the mover prior to a vote on a substitution motion.~~

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless a Senator requests a vote on such withdrawal action.

(4) At the moment the Senate passes ~~a~~ the House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

~~(3)(2)~~ A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on ~~these~~ bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR

ORDER OF BUSINESS AND CALENDAR

4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m., ~~unless extended by a majority vote.~~ However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a majority vote.

See Rule 1.2—The President calls the Senate to order.

4.2—Quorum

A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

- (1) The Daily Order of Business shall be as follows:
 - (a) Roll Call

- (b) Prayer
- (c) Pledge of Allegiance to the Flag of the United States of America
- (d) Reports of Committees
- (e) Motions Relating to Committee Reference
- (f) Messages from the Governor and Other Executive Communications
- (g) Messages from the House of Representatives
- (h) Matters on Reconsideration
- (i) Consideration of Bills on Third (3rd) Reading
- (j) Special Order Calendars
- (k) Consideration of Bills on Second (2nd) Reading
- (l) Correction and Approval of Journal
- (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

~~(5) Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.~~

4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

4.4—Repealed

4.5—Conference committee report

(1) The report of a conference committee ~~appointed pursuant to Rule 1.5~~ shall be read to the Senate after which the vote shall be:

- (a) on the adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally; reference of local bills

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) The sequence of the President's reference actions shall indicate which standing committee will receive the report of a standing subcommittee.

(3) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees ~~as may be~~ recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(4) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

(5) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(6) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(7) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.3(5).

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a two-thirds (2/3) vote of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment which substantially amends the bill, the President may change or correct the reference of the reported bill. Notice shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before

being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) All claim bills shall be filed with the Secretary on or before August 1 in order to be considered by the Senate during the next regular session, except that Senators elected to the Senate during a general election or a special general election may have sixty-two (62) days from the date of that election to file a claim bill. Senators currently serving who are re-elected during a general election are not subject to the immediately preceding provision relating to sixty-two (62) days. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill which does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill which does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a two-thirds (2/3) vote of those Senators present.

(3) If the President determines that a *de novo* hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct such hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

~~Discovery procedures shall be governed by the Florida Rules of Civil Procedure and the Florida Evidence Code, as applicable.~~ The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. On receipt of the special master's report and recommendations, if any, the Secretary shall, upon the President's reference, deliver each claim bill with the report attached to the committee or committees of reference.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

4.11—Papers of miscellaneous nature

Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a majority vote of those Senators present. A two-thirds (2/3) vote shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall ~~be read receive three (3) separate readings~~ on three (3) separate days ~~before previous to~~ a vote on final passage unless decided otherwise by a two-thirds (2/3) vote of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall ~~be read receive two (2) separate readings~~ by title on two (2) separate days ~~before previous to~~ a voice vote on adoption, unless decided otherwise by a two-thirds (2/3) vote of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative ~~joint~~ session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

After its ~~On the~~ third (3rd) reading, ~~of a bill or joint resolution,~~ it shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a two-thirds (2/3) vote of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a majority of those Senators present.

See Rule 6.2—Motions; precedence.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than fifteen (15) minutes notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar. ~~No other bills shall be considered until this Special Order Calendar has been completed by the Senate.~~
- (b) A bill appearing on a Special Order Calendar may be stricken by a two-thirds (2/3) vote of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a two-thirds (2/3) vote of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A two-thirds (2/3) vote of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) ~~The Rules Chair,~~ With the approval of the President, ~~the Rules Chair~~ may submit a Consent Calendar, to be presented held in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.

- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from member of the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and request that the bill shall be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of ~~all~~ Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

~~All~~ Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE**VOTING****5.1—Taking the yeas and nays; objection to voting conflicts**

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary will shall now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal ~~the result~~. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary's desk throughout the day's sitting.

(3) ~~An~~ The original roll call shall not be altered, but, if no objection is ~~objections are~~ raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief his or her explanation in writing to and file it with the Secretary, who shall enter it. ~~This explanation shall be entered in the Journal.~~

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

5.6—Election by ballot

In all cases of ballot, a majority of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX

MOTIONS AND PRECEDENCE

6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
 1. At a time certain
 2. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess

- (d) Questions of privilege
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
See Rule 6.4—Reconsideration generally.
- (g) To limit debate
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend
See Rule 7—Amendments.
- (m) To postpone indefinitely
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence. A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

(3) Motions for the previous question and to lay on the table shall not be entertained. The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Motions for the previous question and to lay on the table shall not be entertained.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a majority of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a majority of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion

of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be ~~made and considered~~ when made on the same day and time it is offered.

6.5—Reconsideration; vote required

The affirmative votes of a majority of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than five (5) minutes.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a two-thirds (2/3) vote of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension ~~extensions~~ thereof, or during a special session, ~~the~~ bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 6.4—Reconsideration generally.

See Rule 1.17—Secretary transmits bills to the House of Representatives.

6.9—Motion to indefinitely postpone

~~The adoption of~~ A motion to indefinitely postpone is debatable and, if approved, a measure shall dispose of a measure ~~it~~ for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting;

otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; notice; manner of consideration; filing deadlines

(1) No amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 5:00 p.m. the day before it is to be offered at a sitting.

(2) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

(3) ~~The~~ Consideration of all amendments not timely filed in accordance with this Rule requires a two-thirds (2/3) vote of those Senators present, if any Senator requests that such vote be taken.

(4)~~(2)~~ Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

(5) An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(6)~~(3)~~ No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(7)~~(4)~~ The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d). ~~measure residing in the committee or committees of reference.~~

(8)~~(5)~~ Reviser's bills may be amended only by making deletions.

7.2—Adoption

(1) On second (2nd) reading, amendments may be adopted by a majority vote of those Senators present.

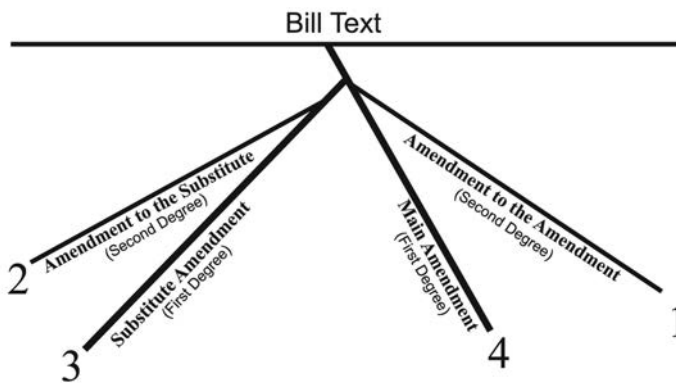
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to the substitute, shall be adopted by a two-thirds (2/3) vote of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a majority vote of those Senators present ~~on third (3rd) reading~~.

See Rule 4.15—Referral or postponement on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending is in order.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) ~~If The adoption of~~ a substitute amendment is adopted in place ~~lieu of an original main amendment, it shall be treated and considered~~ as an amendment to the bill itself.

- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

An amendment deleting ~~A proposal to delete~~ everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting insert new language of the same or related subject as stated in the original title shall be deemed proper and germane ~~and shall be treated as an amendment~~.

7.5—Amendment by section

~~The~~ Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action the same shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to “Mr. or Madam President” and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask permit the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher entitled to precedence than the pending

question, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have five (5) minutes in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than thirty (30) minutes without yielding the floor, except by consent of a majority of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have five (5) minutes to discuss said motion. If, by a two-thirds (2/3) vote of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a majority vote.

8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

~~8.8—Repealed Questioning decision not to abstain~~

~~A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.~~

~~See Rule 1.20—Attendance, voting, and disclosure of conflicts.
See Rule 1.30—Disclosure of conflict of interest and prohibition on voting thereon.~~

8.9—Appeals

~~The Taking exception to a ruling of a presiding officer may be appealed shall be by appeal. The An appeal of from a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.~~

8.10—Appeals debatable

An appeal of ~~from~~ a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

- (1) Questions of privilege have two (2) forms:
 - (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
 - (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.
- (2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting either house collectively takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist. Upon a determination by the Rules Chair that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. Upon a determination by the chair that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed. The special master shall conduct an investigation, shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, and shall grant the lobbyist an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master’s report and recommendation is advisory only and shall be presented to the chair as soon as practicable after the close of the investigation. If the special master’s report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules

Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation. If the Rules Committee votes to dismiss the complaint, the Rules Chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Any person determined to have violated the requirements of Rule Nine shall be censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a majority vote of the Senate, on recommendation of the Rules Committee.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

Chapter 2005-359, *Laws of Florida*, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.

This Rule provides assistance to persons seeking to comply with the letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.

Part One of the Guidelines refines and applies the new prohibition, with ten clearly stated exceptions, so that Senators and Senate employees can no longer directly or indirectly take any "expenditure" from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that "lobbying firms" must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state's compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This Rule sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the new law and this Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the new law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The new law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The new expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida's gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

"*Expenditure*" is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

"*Lobbying*," in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication ("active lobbying"); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature ("goodwill").

"*Goodwill expenditure*" is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A "*lobbyist*" is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

"*Personal benefit*" means a profit or gain pertaining to, directed toward, or affecting a person.

A "*principal*" means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenses

It is no longer permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The new expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is

obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist's or principal's intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N under the new law.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, which is currently 29 cents per mile. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, step-

mother, stepson, stepdaughter, grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of “relative” is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient’s employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida’s citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or committee of continuous existence; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the new lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the new law do not reach expenditures made by a lobbyist or principal for items such as “media advertising,” “publications,” “communications,” and “research.”

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of “active lobbying” (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to “instruct their representatives.”

5. Office and Personal Expenses of Lobbyists and Principals

“Office expenses” and personal expenses of the lobbyist or principal for “travel,” “lodging,” and “food and beverages” as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior

approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host’s monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee’s public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question:* Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., “Flavors of Hillsborough”)?

ANSWER: A county legislative delegation may host an annual event in Tallahassee provided that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal *and* none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can “legislative days” that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: “Legislative days” and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a “fundraiser?” Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a committee of continuous existence, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the new law. A goodwill

lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a “fundraiser” is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida’s campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator’s or legislative employee’s expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child’s parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or *indirectly*. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)g6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)g6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the new law for “floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session”?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist’s home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator’s and lobbyist’s friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is “Dutch treat.”

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner “Dutch treat” at the Governor’s Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist’s business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. “Knowingly” has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn’t know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don’t know visiting from Colorado and who subsequently offers to pay for the legislator’s and spouse’s dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative em-*

ployee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity’s work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator’s or legislative employee’s employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator’s or legislative employee’s service as a member of the board.

21. *Question: Can a legislative caucus that is established as a non-profit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a non-profit group host its own charity golf tournament funded by lobbyist or principal “sponsors” at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, *provided* the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, *provided* the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by “relatives” of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer’s retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses *associated primarily with a legislator’s or legislative employee’s employment*, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator’s office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two—Compensation

(1) General Guidelines

Chapter 2005-359, *Laws of Florida*, for the first time, requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much

of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A “lobbying firm” is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as “media fees,” “consulting services,” “professional services,” “governmental services,” and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for *lobbying* activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a “lobbying firm” as defined in section 11.045(1)(g), *Florida Statutes*. Only “lobbying firms” must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable “compensation” under the law must be provided to a “lobbying firm,” and not contracted or subcontracted through some “straw man” to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a *lobbying firm*.”

RULE TEN

CHAMBER OF THE SENATE

10.1—Persons entitled to admission

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session ~~for or against any measure under consideration in the Senate.~~

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN

CONSTRUCTION AND WAIVER OF RULES

11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a two-thirds (2/3) vote of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a two-thirds (2/3) vote, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a two-thirds (2/3) vote of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by majority vote of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to “two-thirds (2/3) of those present,” “two-thirds (2/3) vote,” “two-thirds (2/3) of the Senate,” “two-thirds (2/3) of those voting,” etc., these shall all be construed to mean two-thirds (2/3) of those Senators present and voting, except that two-thirds (2/3) of the membership of the Senate shall be required to consider additional proposed legislation in any extended session in accordance with Article III, Section 3 of the *State Constitution*.

11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), however, “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill.

11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE**EXECUTIVE SESSIONS, APPOINTMENTS,
SUSPENSIONS, AND REMOVALS****PART ONE—EXECUTIVE SESSIONS****12.1—Executive session; authority**

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a majority of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

**PART TWO—APPOINTMENTS, SUSPENSIONS, AND
REMOVALS****12.7—Procedure; generally**

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. In a suspension case in which the criminal charge is a misdemeanor, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth

the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent expressly specifically modified or specified ~~contradicted~~ herein.

13.2—Sittings of the Senate

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

13.3—Committee meetings; schedule, notice, amendment deadline

(1) Committee meetings shall be scheduled by the President.

(a) Meetings of committees ~~scheduled in accordance with this Rule~~ may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor ~~rotunda on the fourth (4th) floor of the Capitol rotunda~~ for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

(b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time by 5:00 p.m. of the day prior to the meeting.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than thirty (30) minutes thereafter.

13.4—Delivery for introduction

~~All~~ Bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table. Bills referred to a standing committee or committees shall be reported to the Secretary before 4:30 p.m. of the third (3rd) calendar day after the day of reference (the day of reference not being counted as the first (1st) day) unless otherwise ordered by the Senate by majority vote of those Senators present.

(2) ~~Any bill on which no committee report is filed as required above may be withdrawn from such committee and placed on the Calendar of Bills on Second (2nd) Reading on a point of order.~~

(3) Bills referred to a standing subcommittee shall be reported to the standing committee to which the bills were referred at a time specified by the chair of the standing committee which shall not be beyond the time allowed herein.

13.6—Conference committee reports

(1) The report of a conference committee ~~appointed pursuant to Rule 1.5~~ shall be read to the Senate. Upon and, on the completion of the reading and subsequent debate, the vote shall first be:

- (a) on the adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on ~~thereof and~~ final passage of the measure as amended by the conference report ~~recommended~~.

Copies of a conference committee reports report shall be made available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor beginning of debate of the report by the Senate.

(2) The report must be acted on as a whole, being adopted or rejected, ~~and each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.~~

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

~~(5)~~(4) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

~~(6)~~(5) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

~~(7)~~(6) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be ~~made and~~ considered ~~on the same day~~ when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall ~~meet and together~~ submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

RULE FOURTEEN

SEAL AND INSIGNIA

14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: "In God We Trust" arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: "Seal." At the bottom shall be the date: "1838." The perimeter of the seal shall contain the words: "Senate" and "State of Florida."

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: "The Florida Senate."

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

On motion by Senator Braynon, by unanimous consent—

By Senator Braynon—

SCR 2-Orig.—A concurrent resolution establishing the Joint Rules of the Florida Legislature for the 2016-2018 term.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the following joint rules shall govern the Florida Legislature for the 2016-2018 term:

JOINT RULES**Joint Rule One—Lobbyist Registration and Compensation Reporting****1.1—Those Required to Register; Exemptions; Committee Appearance Records**

(1) All lobbyists before the Florida Legislature must register with the Lobbyist Registration Office in the Office of Legislative Services. Registration is required for each principal represented.

(2) As used in Joint Rule One, unless the context otherwise requires, the term:

(a) "Compensation" means payment, distribution, loan, advance, reimbursement, deposit, salary, fee, retainer, or anything of value provided or owed to a lobbying firm, directly or indirectly, by a principal for any lobbying activity.

(b) "Legislative action" means introduction, sponsorship, testimony, debate, voting, or any other official action on any measure, resolution, amendment, nomination, appointment, or report of, or any matter that may be the subject of action by, either house of the Legislature or any committee thereof.

(c) "Lobby" or "lobbying" means influencing or attempting to influence legislative action or nonaction through oral or written communication or through an attempt to obtain the goodwill of a member or employee of the Legislature.

(d) "Lobbying firm" means any business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying and where any partner, owner, officer, or employee of the business entity is a lobbyist. "Lobbying firm" does not include an entity that has employees who are lobbyists if the entity does not derive compensation from principals for lobbying or if such compensation is received exclusively from a subsidiary or affiliate corporation of the employer. As used in this paragraph, an affiliate corporation is a corporation that directly or indirectly shares the same ultimate parent corporation as the employer and does not receive compensation for lobbying from any unaffiliated entity.

(e) “Lobbyist” means a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a lobbyist unless the employee is principally employed for governmental affairs. The term “principally employed for governmental affairs” means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer’s various relationships with government or representing the employer in its contacts with government. Any person employed by the Governor, the Executive Office of the Governor, or any executive or judicial department of the state or any community college of the state who seeks to encourage the passage, defeat, or modification of any legislation by personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, is a lobbyist.

(f) “Lobbyist Registration and Compensation Reporting System (LRCRS)” means the online application that serves as the system of record for the Lobbyist Registration Office in the Office of Legislative Services and consists of the electronic registration system and the electronic filing system.

(g) “LRO” means the Lobbyist Registration Office in the Office of Legislative Services.

(h) “Office” means the Office of Legislative Services.

(i) “Payment” or “salary” means wages or any other consideration provided in exchange for services but does not include reimbursement for expenses.

(j) “Principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; the individual members of the association are not principals merely because of their membership in the association.

(k) “Unusual circumstances,” with respect to any failure of a person to satisfy a filing requirement, means uncommon, rare, or sudden events over which the person has no control and which directly result in the failure to satisfy the filing requirement.

(3) For purposes of Joint Rule One, the terms “lobby” and “lobbying” do not include any of the following:

(a) A response to an inquiry for information made by any member, committee, or staff of the Legislature.

(b) An appearance in response to a legislative subpoena.

(c) Advice or services that arise out of a contractual obligation with the Legislature, a member, a committee, any staff, or any legislative entity to render the advice or services where such obligation is fulfilled through the use of public funds.

(d) Representation of a client before the House of Representatives or the Senate, or any member or committee thereof, when the client is subject to disciplinary action by the House of Representatives or the Senate, or any member or committee thereof.

(4) For purposes of registration and reporting, the term “lobbyist” does not include any of the following:

(a) A member of the Legislature.

(b) A person who is employed by the Legislature.

(c) A judge who is acting in that judge’s official capacity.

(d) A person who is a state officer holding elective office or an officer of a political subdivision of the state holding elective office and who is acting in that officer’s official capacity.

(e) A person who appears as a witness or for the purpose of providing information at the written request of the chair of a committee, subcommittee, or legislative delegation.

(f) A person employed by any executive or judicial department of the state or any community college of the state who makes a personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, while that person is on approved leave or outside normal working hours and who does not otherwise meet the definition of a lobbyist.

(5) When a person, regardless of whether the person is registered as a lobbyist, appears before a committee of the Legislature, that person must submit a Committee Appearance Record as required by the respective house.

(6) The responsibilities of the Office and of the LRO under Joint Rule One may be assigned to another entity by agreement of the President of the Senate and the Speaker of the House of Representatives for a contract period not to extend beyond December 1 following the Organization Session of the next biennium, provided that the powers and duties of the President, the Speaker, the General Counsel of the Office of Legislative Services, and any legislative committee referenced in Joint Rule One may not be delegated.

1.2—Method of Registration

(1) Each person required to register with the LRO must register through the LRCRS and attest to that person’s full legal name, business address, e-mail address, and telephone number; the name, business address, e-mail address, and telephone number of each principal that person represents; and the extent of any direct business association or partnership that person has with any member of the Legislature. In addition, if the lobbyist is a partner, owner, officer, or employee of a lobbying firm, the lobbyist must state the name, address, and telephone number of each lobbying firm to which the lobbyist belongs and the e-mail address of the employee responsible for the submission of compensation reports. Registration is not complete until the LRCRS receives the principal’s authorization and the registration fee. Any changes to the information existing in the LRCRS must be updated online in the LRCRS within 15 days from the effective date of the change.

(2) Any person required to register must do so with respect to each principal prior to commencement of lobbying on behalf of that principal. The LRCRS will request authorization from the principal with the principal’s name, business address, e-mail address, and telephone number to confirm that the registrant is authorized to represent the principal. The principal or principal’s representative shall also identify and designate the principal’s main business pursuant to a classification system approved by the Office, which shall be the North American Industry Classification System (NAICS) six-digit numerical code that most accurately describes the principal’s main business.

(3) Any person required to register must renew the registration annually for each calendar year through the LRCRS.

(4) A lobbyist shall promptly cancel the registration for a principal upon termination of the lobbyist’s representation of that principal. A cancellation takes effect the day it is received by the LRCRS. Notwithstanding this requirement, the LRO may remove the name of a lobbyist from the list of registered lobbyists if the principal notifies the LRO in writing that the lobbyist is no longer authorized to represent that principal.

(5) The LRO shall retain registration information submitted under this rule.

(6) A person required to register under Joint Rule One shall be considered a lobbyist of the Legislature for the purposes of ss. 11.045, 112.3148, and 112.3149, Florida Statutes.

1.3—Registration Costs; Exemptions

(1) To cover the costs incurred for the administration of Joint Rule One, each person who registers under Joint Rule 1.1 must pay an annual registration fee to the LRO. The annual period runs from January 1 to December 31. These fees must be paid at the time of registration.

(2) The following persons are exempt from paying the fee, provided they are designated in writing by the agency head or person designated in this subsection:

- (a) Two employees of each department of the executive branch created under chapter 20, Florida Statutes.
- (b) Two employees of the Fish and Wildlife Conservation Commission.
- (c) Two employees of the Executive Office of the Governor.
- (d) Two employees of the Commission on Ethics.
- (e) Two employees of the Florida Public Service Commission.
- (f) Two employees of the judicial branch designated in writing by the Chief Justice of the Florida Supreme Court.

(3) The annual fee is up to \$50 per each house for a person to register to represent one principal and up to an additional \$10 per house for each additional principal that the person registers to represent. The amount of each fee shall be established annually by the President of the Senate and the Speaker of the House of Representatives. The fees set must be adequate to ensure operation of the lobbyists' registration, compensation, and reporting functions. The fees collected by the LRO under this rule shall be deposited into the State Treasury and credited to the Legislative Lobbyist Registration Trust Fund specifically to cover the costs incurred in administering Joint Rule One.

1.4—Reporting of Lobbying Firm Compensation

(1)(a) Each lobbying firm shall file a compensation report with the LRO through the LRCRS for each calendar quarter during any portion of which one or more of the firm's lobbyists were registered to represent a principal. The report must include the:

1. Full name, business address, and telephone number of the lobbying firm;
2. Registration name of each of the firm's lobbyists; and
3. Total compensation provided or owed to the lobbying firm from all principals for the reporting period, reported in one of the following categories: \$0; \$1 to \$49,999; \$50,000 to \$99,999; \$100,000 to \$249,999; \$250,000 to \$499,999; \$500,000 to \$999,999; or \$1 million or more.

(b) For each principal represented by one or more of the firm's lobbyists, the lobbying firm's compensation report must also include the:

1. Full name, business address, and telephone number of the principal; and
2. Total compensation provided or owed to the lobbying firm for the reporting period, reported in one of the following categories: \$0; \$1 to \$9,999; \$10,000 to \$19,999; \$20,000 to \$29,999; \$30,000 to \$39,999; \$40,000 to \$49,999; or \$50,000 or more. If the category "\$50,000 or more" is selected, the specific dollar amount of compensation must be reported, rounded up or down to the nearest \$1,000.

(c) If the lobbying firm subcontracts work from another lobbying firm and not from the original principal:

1. The lobbying firm providing the work to be subcontracted shall be treated as the reporting lobbying firm's principal for reporting purposes under this paragraph; and
2. The reporting lobbying firm shall, for each lobbying firm identified as the reporting lobbying firm's principal under paragraph (b), identify the name, business address, and telephone number of the principal originating the lobbying work.

(d) The senior partner, officer, or owner of the lobbying firm shall certify to the veracity and completeness of the information submitted pursuant to this rule; certify that no compensation has been omitted from this report by deeming such compensation as "consulting services," "media services," "professional services," or anything other than compensation; and certify that no officer or employee of the firm has made an expenditure in violation of s. 11.045, Florida Statutes.

(2) For each principal represented by more than one lobbying firm, the Office shall aggregate the reporting-period and calendar-year com-

ensation reported as provided or owed by the principal. Compensation reported within a category shall be aggregated as follows:

(3) The compensation reports shall be filed no later than 45 days after the end of each reporting period. The four reporting periods are from January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31, respectively. The reports shall be rendered in the identical form provided by the respective houses and shall be open to public inspection.

(4) A report filed pursuant to this rule must be completed and filed through the LRCRS not later than 11:59 p.m. of the day designated in subsection (3). A report not filed by 11:59 p.m. of the day designated is a late-filed report and is subject to the penalties under Joint Rule 1.5(1).

(5) Each person given secure sign-on credentials in the LRCRS is responsible for protecting the credentials from disclosure and is responsible for all filings made by use of such credentials, unless and until the Office is notified that the person's credentials have been compromised. Each report filed by electronic means pursuant to this rule shall be deemed certified in accordance with paragraph (1)(d) by the person given the secure sign-on credentials and, as such, subjects the person and the lobbying firm to the provisions of s. 11.045(8), Florida Statutes, as well as any discipline provided under the rules of the Senate or House of Representatives.

(6) If the President of the Senate and the Speaker of the House of Representatives jointly declare that the electronic system is not operable, the reports shall be filed in accordance with instructions on the LRCRS website which will be posted for a reasonable period of time.

1.5—Failure to File Timely Compensation Report; Notice and Assessment of Fines; Appeals

(1) Upon determining that the report is late, the LRCRS shall immediately notify the lobbying firm by e-mail as to the failure to timely file the report and that a fine is being assessed for each late day. The fine shall be \$50 per day per report for each late day, not to exceed \$5,000 per report.

(2) Upon submittal of the late-filed report by the lobbying firm, the LRCRS shall determine the amount of the fine based on the submittal date shown in the electronic receipt issued by the LRCRS.

(3) Such fine shall be paid within 30 days after the notice of payment due is transmitted by the LRCRS, unless an appeal is made to the LRO. The moneys shall be deposited into the Legislative Lobbyist Registration Trust Fund.

(4) A fine may not be assessed against a lobbying firm the first time the report for which the lobbying firm is responsible is not timely filed. However, to receive the one-time fine waiver, the report for which the lobbying firm is responsible must be filed within 30 days after the notice of failure to file is transmitted by the LRCRS. A fine shall be assessed for all subsequent late-filed reports.

(5) Any lobbying firm may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the General Counsel of the Office of Legislative Services, who shall recommend to the President of the Senate and the Speaker of the House of Representatives, or their respective designees, that the fine be waived in whole or in part for good cause shown. The President of the Senate and the Speaker of the House of Representatives, or their respective designees, may, by joint agreement, concur in the recommendation and waive the fine in whole or in part. Any such request shall be made within 30 days after the notice of payment due is transmitted by the LRCRS. In such case, the lobbying firm shall, within the 30-day period, notify the LRO in writing of the firm's intention to request a hearing.

(6) A lobbying firm may request that the filing of a report be waived upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services, who shall make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(7)(a) All lobbyist registrations for lobbyists who are partners, owners, officers, or employees of a lobbying firm that fails to timely pay a fine are automatically suspended until the fine is paid or waived and all late reports have been filed or waived. The LRO shall promptly notify all affected principals, the President of the Senate, and the Speaker of the House of Representatives of any suspension or reinstatement. All lobbyists who are partners, owners, officers, or employees of a lobbying firm are jointly and severally liable for any outstanding fine owed by a lobbying firm.

(b) Such lobbyist may not be reinstated in any capacity representing any principal until the fine is paid and all late reports have been filed or waived or until the fine is waived as to that lobbyist and all late reports for that lobbyist have been filed or waived. A suspended lobbyist may request a waiver upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services who shall, as soon as practicable, make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(8) The LRO shall notify the coordinator of the Office of the failure of a lobbying firm to file a report after notice or of the failure of a lobbying firm to pay the fine imposed.

1.6—Open Records; Internet Publication of Registrations and Compensation Reports

(1) All of the lobbyist registration forms and compensation reports received by the LRO shall be available for public inspection and for duplication at reasonable cost.

(2) The LRO shall make information filed pursuant to Joint Rules 1.2 and 1.4 reasonably available on the Internet in an easily understandable and accessible format through the LRCRS. The LRCRS must include, but not be limited to including, the names and business addresses of lobbyists, lobbying firms, and principals; the affiliations between lobbyists and principals; and the classification system designated and identified with respect to principals pursuant to Joint Rule 1.2.

1.7—Records Retention and Inspection and Complaint Procedure

(1) Each lobbying firm and each principal shall preserve for a period of 4 years all accounts, bills, receipts, computer records, books, papers, and other documents and records necessary to substantiate compensation reports and registration documentation.

(2) Upon receipt of a complaint based on the personal knowledge of the complainant made pursuant to the Senate Rules or the Rules of the House of Representatives, any such documents and records may be inspected when authorized by the President of the Senate or the Speaker of the House of Representatives, as applicable. The person authorized to perform the inspection shall be designated in writing and shall be a member of The Florida Bar or a certified public accountant licensed in Florida. Any information obtained by such an inspection may only be used for purposes authorized by law, Joint Rule One, the Senate Rules, or the Rules of the House of Representatives, which purposes may include the imposition of sanctions against a person subject to Joint Rule One, the Senate Rules, or the Rules of the House of Representatives. Any employee who uses that information for an unauthorized purpose is subject to discipline. Any member who uses that information for an unauthorized purpose is subject to discipline under the applicable rules of each house.

(3) The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction.

1.8—Questions Regarding Interpretation of Joint Rule One

(1) A person may request in writing an informal opinion from the General Counsel of the Office of Legislative Services as to the application of Joint Rule One to a specific situation involving that person's conduct. The General Counsel shall issue the opinion within 10 days after receiving the request. The informal opinion may be relied upon by the person who requested the informal opinion. A copy of each informal opinion that is issued shall be provided to the presiding officer of each house. A committee of either house designated pursuant to section

11.045(5), Florida Statutes, may revise any informal opinion rendered by the General Counsel through an advisory opinion to the person who requested the informal opinion. The advisory opinion shall supersede the informal opinion as of the date the advisory opinion is issued.

(2) A person in doubt about the applicability or interpretation of Joint Rule One with respect to that person's conduct may submit in writing the facts for an advisory opinion to the committee of either house designated pursuant to s. 11.045(5), Florida Statutes, and may appear in person before the committee in accordance with s. 11.045(5), Florida Statutes.

1.9—Effect of Readoption and Revision

All obligations existing under Joint Rule One as of the last day of the previous legislative biennium are hereby ratified, preserved, and reimposed pursuant to the terms thereof as of that date. The provisions of Joint Rule One are imposed retroactively to the first day of the present legislative biennium except that provisions new to this revision are effective on the date of adoption or as otherwise expressly provided herein.

Joint Rule Two—General Appropriations Review Period

2.1—General Appropriations and Related Bills; Review Periods

(1) A general appropriations bill shall be subject to a 72-hour public review period before a vote is taken on final passage of the bill in the form that will be presented to the Governor.

(2) If a bill is returned to the house in which the bill originated and the originating house does not concur in all the amendments or adds additional amendments, no further action shall be taken on the bill by the nonoriginating house, and a conference committee shall be established by operation of this rule to consider the bill.

(3) If a bill is referred to a conference committee by operation of this rule, a 72-hour public review period shall be provided prior to a vote being taken on the conference committee report by either house.

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building.

(5)(a) Copies required to be furnished under subsection (4) shall be furnished to members of the Legislature as follows:

1. A printed copy may be placed on each member's desk in the appropriate chamber; or

2. An electronic copy may be furnished to each member. The Legislature hereby deems and determines that a copy shall have been furnished to the members of the Legislature when an electronic copy is made available to every member of the Legislature. An electronic copy is deemed to have been made available when it is accessible via the Internet or other information network consisting of systems ordinarily serving the members of the Senate or the House of Representatives.

(b) An official other than a member of the Legislature who is to be furnished a copy of a general appropriations bill under subsection (4) may officially request that an electronic copy of the bill be furnished in lieu of a printed copy, and, if practicable, the copy may be furnished to the official in the manner requested.

(6) The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(7) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be furnished under subsection (4). The Speaker of the House of Representatives and the President of the Senate, as appropriate, shall be informed of the completion

time, and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

(8) An implementing or conforming bill recommended by a conference committee shall be subject to a 24-hour public review period before a vote is taken on the conference committee report by either house, if the conference committee submits its report after the furnishing of a general appropriations bill to which the 72-hour public review period applies.

(9) With respect to each bill that may be affected, a member of the Senate or the House of Representatives may not raise a point of order under this rule after a vote is taken on the bill. Except as may be required by the Florida Constitution, noncompliance with any requirement of this rule may be waived by a two-thirds vote of those members present and voting in each house.

2.2—General Appropriations and Related Bills; Definitions

As used in Joint Rule Two, the term:

(1) “Conforming bill” means a bill that amends the Florida Statutes to conform to a general appropriations bill.

(2) “General appropriations bill” means a bill that provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill that contains appropriations that are incidental and necessary solely to implement a substantive law is not included within this term. For the purposes of Joint Rule Two and Section 19(d) of Article III of the Florida Constitution, the Legislature hereby determines that, after a general appropriations bill has been enacted and establishes governing law for a particular fiscal year, a bill considered in any subsequent session that makes net reductions in such enacted appropriations or that makes supplemental appropriations shall not be deemed to be a general appropriations bill unless such bill provides for the salaries of public officers and other current expenses of the state for a subsequent fiscal year.

(3) “Implementing bill” means a bill, effective for one fiscal year, implementing a general appropriations bill.

Joint Rule Three—Joint Offices and Policies

3.1—Joint Legislative Offices

- (1) The following offices of the Legislature are established:
- (a) Office of Economic and Demographic Research.
 - (b) Office of Legislative Information Technology Services.
 - (c) Office of Legislative Services.
 - (d) Office of Program Policy Analysis and Government Accountability.

(2) Offices established under this rule shall provide support services to the Legislature that are determined by the President of the Senate and the Speaker of the House of Representatives to be necessary and that can be effectively provided jointly to both houses and other units of the Legislature. Each office shall be directed by a coordinator selected by and serving at the pleasure of the President of the Senate and the Speaker of the House of Representatives. Upon the initial adoption of these joint rules in a biennium, each coordinator position shall be deemed vacant until an appointment is made.

(3) Within the monetary limitations of the approved operating budget, the salaries and expenses of the coordinator and the staff of each office shall be governed by joint policies.

(4) The Office of Legislative Services shall provide legislative support services other than those prescribed in subsections (5)-(7).

(5) The Office of Legislative Information Technology Services shall provide support services to assist the Legislature in achieving its objectives through the application of cost-effective information technology.

(6) The Office of Economic and Demographic Research shall provide research support services, principally regarding forecasting economic and social trends that affect policymaking, revenues, and appropriations.

(7) The Office of Program Policy Analysis and Government Accountability shall:

(a) Perform independent examinations, program reviews, and other projects as provided by general law, as provided by concurrent resolution, as directed by the Legislative Auditing Committee, or as directed by the President of the Senate or the Speaker of the House and shall provide recommendations, training, or other services to assist the Legislature.

(b) Transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by office reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues.

3.2—Joint Policies

(1) The President of the Senate and the Speaker of the House of Representatives shall jointly adopt policies they consider advisable to carry out the functions of the Legislature. Such policies shall be binding on all employees of joint offices and joint committees.

(2) The employees of all joint committees and joint legislative offices shall be under the exclusive control of the Legislature. No officer or agency in the executive or judicial branch shall exercise any manner of control over legislative employees with respect to the exercise of their duties or the terms and conditions of their employment.

Joint Rule Four—Joint Committees

4.1—Standing Joint Committees

- (1) The following standing joint committees are established:
- (a) Administrative Procedures Committee.
 - (b) Committee on Public Counsel Oversight.
 - (c) Legislative Auditing Committee.
- (2) No other joint committee shall exist except as agreed to by the presiding officers or by concurrent resolution approved by the Senate and the House of Representatives.
- (3) Appointments to each standing joint committee shall be made or altered and vacancies shall be filled by the Senate and the House of Representatives in accordance with their respective rules. There shall be appointed to each standing joint committee no fewer than five and no more than seven members from each house.
- (4)(a) The President of the Senate shall appoint a member of the Senate to serve as the chair, and the Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from the Organization Session until noon on December 1 of the calendar year following the general election.

2. The Administrative Procedures Committee for the period from noon on December 1 of the calendar year following the general election until the next general election.

(b) The Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the chair, and the President of the Senate shall appoint a member of the Senate to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from noon on December 1 of the calendar year following the general election until the next general election.

2. The Administrative Procedures Committee for the period from the Organization Session until noon on December 1 of the calendar year following the general election.

(c) A vacancy in an appointed chair or vice chair shall be filled in the same manner as the original appointment.

4.2—Procedures in Joint Committees

The following rules shall govern procedures in joint committees other than conference committees:

(1) A quorum for a joint committee shall be a majority of the appointees of each house. No business of any type may be conducted in the absence of a quorum.

(2)(a) Joint committees shall meet only within the dates, times, and locations authorized by both the President of the Senate and the Speaker of the House of Representatives.

(b) Joint committee meetings shall meet at the call of the chair. In the absence of the chair, the vice chair shall assume the duty to convene and preside over meetings and such other duties as provided by law or joint rule. During a meeting properly convened, the presiding chair may temporarily assign the duty to preside at that meeting to another joint committee member until the assignment is relinquished or revoked.

(c) Before any joint committee may hold a meeting, a notice of such meeting shall be provided to the Secretary of the Senate and the Clerk of the House of Representatives no later than 4:30 p.m. of the 7th day before the meeting. For purposes of effecting notice to members of the house to which the chair does not belong, notice to the Secretary of the Senate shall be deemed notice to members of the Senate and notice to the Clerk of the House shall be deemed notice to members of the House of Representatives. Noticed meetings may be canceled by the chair with the approval of at least one presiding officer.

(d) If a majority of its members from each house agree, a joint committee may continue a properly noticed meeting after the expiration of the time called for the meeting. However, a joint committee may not meet beyond the time authorized by the presiding officers without special leave granted by both presiding officers.

(3) The presiding officers shall interpret, apply, and enforce rules governing joint committees by agreement when the rule at issue is a joint rule. Unless otherwise determined or overruled by an agreement of the presiding officers, the chair shall determine all questions of order arising in joint committee meetings, but such determinations may be appealed to the committee during the meeting.

(4) Each question, including any appeal of a ruling of the chair, shall be decided by a majority vote of the members of the joint committee of each house present and voting.

4.3—Powers of Joint Committees

(1) A joint committee may exercise the subpoena powers vested by law in a standing committee of the Legislature. A subpoena issued under this rule must be approved and signed by the President of the Senate and the Speaker of the House of Representatives and attested by the Secretary of the Senate and the Clerk of the House.

(2) A joint committee may adopt rules of procedure that do not conflict with the Florida Constitution or any law or joint rule, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(3) A joint committee may not create subcommittees or workgroups unless authorized by both presiding officers.

4.4—Administration of Joint Committees

(1) Within the monetary limitations of the approved operating budget, the expenses of the members and the salaries and expenses of the staff of each joint committee shall be governed by joint policies adopted under Joint Rule 3.2. Within such operating budget, the chair of each joint committee shall approve all authorized member expenses.

(2) Subject to joint policies adopted under Joint Rule 3.2, the presiding officers shall appoint and remove the staff director and, if needed, a general counsel and any other staff necessary to assist each joint committee. All joint committee staff shall serve at the pleasure of the presiding officers. Upon the initial adoption of these joint rules in a biennium, each joint committee staff director position shall be deemed vacant until an appointment is made.

4.5—Special Powers and Duties of the Legislative Auditing Committee

(1) The Legislative Auditing Committee may direct the Auditor General or the Office of Program Policy Analysis and Government Accountability to conduct an audit, review, or examination of any entity or record described in s. 11.45(2) or (3), Florida Statutes.

(2) The Legislative Auditing Committee may receive requests for audits and reviews from legislators and any audit request, petition for audit, or other matter for investigation directed or referred to it pursuant to general law. The committee may make any appropriate disposition of such requests or referrals and shall, within a reasonable time, report to the requesting party the disposition of any audit request.

(3) The Legislative Auditing Committee may review the performance of the Auditor General and report thereon to the Senate and the House of Representatives.

4.6—Special Powers and Duties of the Administrative Procedures Committee

The Administrative Procedures Committee shall:

(1) Maintain a continuous review of the statutory authority on which each administrative rule is based and, whenever such authority is eliminated or significantly changed by repeal, amendment, holding by a court of last resort, or other factor, advise the agency concerned of the fact.

(2) Maintain a continuous review of administrative rules and identify and request an agency to repeal any rule or any provision of any rule that reiterates or paraphrases any statute or for which the statutory authority has been repealed.

(3) Review administrative rules and advise the agencies concerned of its findings.

(4) Exercise the duties prescribed by chapter 120, Florida Statutes, concerning the adoption and promulgation of rules.

(5) Generally review agency action pursuant to the operation of chapter 120, Florida Statutes, the Administrative Procedure Act.

(6) Report to the President of the Senate and the Speaker of the House of Representatives at least annually, no later than the first week of the regular session, and recommend needed legislation or other appropriate action. Such report shall include the number of objections voted by the committee, the number of suspensions recommended by the committee, the number of administrative determinations filed on the invalidity of a proposed or existing rule, the number of petitions for judicial review filed on the invalidity of a proposed or existing rule, and the outcomes of such actions. Such report shall also include any recommendations provided to the standing committees during the preceding year under subsection (11).

(7) Consult regularly with legislative standing committees that have jurisdiction over the subject areas addressed in agency proposed rules regarding legislative authority for the proposed rules and other matters relating to legislative authority for agency action.

(8) Subject to the approval of the President of the Senate and the Speaker of the House of Representatives, have standing to seek judicial review, on behalf of the Legislature or the citizens of this state, of the validity or invalidity of any administrative rule to which the committee has voted an objection and that has not been withdrawn, modified, repealed, or amended to meet the objection. Judicial review under this subsection may not be initiated until the Governor and the head of the agency making the rule to which the committee has objected have been notified of the committee's proposed action and have been given a reasonable opportunity, not to exceed 60 days, for consultation with the

committee. The committee may expend public funds from its appropriation for the purpose of seeking judicial review.

(9) Maintain a continuous review of the administrative rulemaking process, including a review of agency procedure and of complaints based on such agency procedure.

(10) Establish measurement criteria to evaluate whether agencies are complying with the delegation of legislative authority in adopting and implementing rules.

(11) Maintain a continuous review of statutes that authorize agencies to adopt rules and shall make recommendations to the appropriate standing committees of the Senate and the House of Representatives as to the advisability of considering changes to the delegated legislative authority to adopt rules in specific circumstances.

4.7—Special Powers and Duties of the Committee on Public Counsel Oversight

(1) The Committee on Public Counsel Oversight shall appoint a Public Counsel.

(2) The Committee on Public Counsel Oversight may file a complaint with the Commission on Ethics alleging a violation of chapter 350, Florida Statutes, by a current or former public service commissioner, an employee of the Public Service Commission, or a member of the Public Service Commission Nominating Council.

(3) Notwithstanding Joint Rule 4.4(2), the Committee on Public Counsel Oversight shall not have any permanent staff but shall be served as needed by other legislative staff selected by the President of the Senate and the Speaker of the House of Representatives.

Joint Rule Five—Auditor General

5.1—Rulemaking Authority

The Auditor General shall make and enforce reasonable rules and regulations necessary to facilitate audits that he or she is authorized to perform.

5.2—Budget and Accounting

(1) The Auditor General shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for their joint approval a proposed budget for the ensuing fiscal year.

(2) Within the limitations of the approved operating budget, the salaries and expenses of the Auditor General and the staff of the Auditor General shall be paid from the appropriation for legislative expense or any other moneys appropriated by the Legislature for that purpose. The Auditor General shall approve all bills for salaries and expenses for his or her staff before the same shall be paid.

5.3—Audit Report Distribution

(1) A copy of each audit report shall be submitted to the Governor, to the Chief Financial Officer, and to the officer or person in charge of the state agency or political subdivision audited. One copy shall be filed as a permanent public record in the office of the Auditor General. In the case of county reports, one copy of the report of each county office, school district, or other district audited shall be submitted to the board of county commissioners of the county in which the audit was made and shall be filed in the office of the clerk of the circuit court of that county as a public record. When an audit is made of the records of the district school board, a copy of the audit report shall also be filed with the district school board, and thereupon such report shall become a part of the public records of such board.

(2) A copy of each audit report shall be made available to each member of the Legislative Auditing Committee.

(3) The Auditor General shall transmit a copy of each audit report to the appropriate substantive and fiscal committees of the Senate and House of Representatives.

(4) Other copies may be furnished to other persons who, in the opinion of the Auditor General, are directly interested in the audit or who have a duty to perform in connection therewith.

(5) The Auditor General shall transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by audit reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues. The Auditor General may also transmit recommendations at other times of the year when the information would be timely and useful for the Legislature.

(6) A copy required to be provided under this rule may be provided in an electronic or other digital format if the Auditor General determines that the intended recipient has appropriate resources to review the copy. Copies to members, committees, and offices of the Legislature shall be provided in electronic format as may be provided in joint policies adopted under Joint Rule 3.2.

Joint Rule Six—Joint Legislative Budget Commission

6.1—General Responsibilities

(1) The commission, as provided in chapter 216, Florida Statutes, shall receive and review notices of budget and personnel actions taken or proposed to be taken by the executive and judicial branches and shall approve or disapprove such actions.

(2) Through its chair, the commission shall advise the Governor and the Chief Justice of actions or proposed actions that exceed delegated authority or that are contrary to legislative policy and intent.

(3) To the extent possible, the commission shall inform members of the Legislature of budget amendments requested by the executive or judicial branches.

(4) The commission shall consult with the Chief Financial Officer and the Executive Office of the Governor on matters as required by chapter 216, Florida Statutes.

(5) The President of the Senate and the Speaker of the House of Representatives may jointly assign other responsibilities to the commission in addition to those assigned by law.

(6) The commission shall develop policies and procedures necessary to carry out its assigned responsibilities, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(7) The commission, with the approval of the President of the Senate and the Speaker of the House of Representatives, may appoint subcommittees as necessary to facilitate its work.

6.2—Organizational Structure

(1) The commission is not subject to Joint Rule Four. The commission shall be composed of seven members of the Senate appointed by the President of the Senate and seven members of the House of Representatives appointed by the Speaker of the House of Representatives.

(2) The commission shall be jointly staffed by the appropriations committees of both houses. The Senate shall provide the lead staff when the chair of the commission is a member of the Senate. The House of Representatives shall provide the lead staff when the chair of the commission is a member of the House of Representatives.

6.3—Notice of Commission Meetings

Not less than 7 days prior to a meeting of the commission, a notice of the meeting, stating the items to be considered, date, time, and place, shall be filed with the Secretary of the Senate when the chair of the commission is a member of the Senate or with the Clerk of the House when the chair of the commission is a member of the House of Representatives. The Secretary of the Senate or the Clerk of the House shall distribute notice to the Legislature and the public, consistent with the rules and policies of their respective houses.

6.4—Effect of Adoption; Intent

This Joint Rule Six replaces all prior joint rules governing the Joint Legislative Budget Commission and is intended to implement constitutional provisions relating to the Joint Legislative Budget Commission existing as of the date of the rule's adoption.

Joint Rule Seven—Qualifications of Members

7.1—Residency

(1) A member shall be a legal resident and elector of his or her district at the time of election and shall maintain his or her legal residence within that district for the duration of his or her term of office. While a member may have multiple residences, he or she shall have only one legal residence. The legal residence of a member at a designated location is demonstrated by a totality of the circumstances. Factors to be considered include, but are not limited to:

- (a) Where one claims to reside, as reflected in statements to others or in official documents;
- (b) The abandonment of a prior legal residence, as evidenced by moving from or selling a prior legal residence;
- (c) The abandonment of rights and privileges associated with a prior legal residence;
- (d) Where one is registered as a voter;
- (e) Where one claims a legal residence for a homestead exemption;
- (f) Where one claims a legal residence for a driver license or other government privilege or benefit;
- (g) The transfer of one's bank accounts to the district where one maintains a legal residence;
- (h) Where one's spouse and minor children maintain a legal residence, work, and attend school;
- (i) Where one receives mail and other correspondence;
- (j) Where one customarily resides;
- (k) Where one conducts business affairs;
- (l) Where one rents or leases property; and
- (m) Where one plans the construction of a new legal residence.

(2) In accordance with Section 3 of Article X of the Florida Constitution, a vacancy in office occurs when a member fails to maintain a legal residence within his or her district as required at the time of election.

(3) In accordance with Section 2 of Article III of the Florida Constitution, each house of the Legislature shall be the sole judge of the qualifications of its members, including whether a member no longer satisfies his or her qualifications for office.

(4) Each member shall affirm in writing that he or she is a legal resident and elector of his or her district based on the provisions of this Joint Rule. Each member shall file the written affirmation with the Secretary of the Senate or the Clerk of the House of Representatives before the convening of Organization Session following each general election. For a member who is elected pursuant to a special election, the member must execute the written affirmation before or concurrent with taking the oath of office and provide such affirmation to the Secretary of the Senate or the Clerk of the House of Representatives. The form of the written affirmation shall be prescribed by the Secretary of the Senate and the Clerk of the House of Representatives for members of their respective house of the Legislature.

—was introduced and read by title.

On motion by Senator Braynon, **SCR 2-Org.** was read the second time by title, adopted, and certified to the House.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 2-Org.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

ADJOURNMENT

On motion by Senator Galvano, the Senate in Organization Session adjourned sine die at 12:15 p.m.



Journal of the Senate

Final Reports After Adjournment Sine Die — 2016 Organization Session

ENROLLING REPORTS

SCR 2-Org has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on December 8, 2016.

Debbie Brown, Secretary

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 45, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Organization Session, convened at 10:00 a.m. on the 22nd day of November, 2016, and adjourned at 12:15 p.m. on the 22nd day of November, 2016.

A handwritten signature in cursive script that reads "Debbie Brown".

Debbie Brown
Secretary of the Senate

Tallahassee, Florida
December 8, 2016

ORGANIZATION SESSION

November 22, 2016

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Journal
of the
S E N A T E
State of Florida



FORTY-NINTH REGULAR SESSION
UNDER THE CONSTITUTION AS REVISED IN 1968
MARCH 7 THROUGH MAY 8, 2017

MEMBERS OF THE SENATE

(25 Republicans, 15 Democrats)

REGULAR SESSION

March 7 through May 8, 2017

- District 1: Doug Broxson (R), Pensacola**
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City**
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Bill Montford (D), Tallahassee**
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla
- District 4: Aaron Bean (R), Fernandina Beach**
Nassau and part of Duval
- District 5: Rob Bradley (R), Fleming Island**
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville**
Part of Duval County
- District 7: Travis Hutson (R), St. Augustine**
Flagler, St. Johns, and part of Volusia County
- District 8: Keith Perry (R), Gainesville**
Alachua, Putnam, and part of Marion
- District 9: David Simmons (R), Altamonte Springs**
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby**
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee**
Part of Orange
- District 12: Dennis Baxley (R), Ocala**
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando**
Part of Orange
- District 14: Dorothy L. Hukill (R), Port Orange**
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando**
Osceola and part of Orange
- District 16: Jack Latvala (R), Clearwater**
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne**
Indian River and part of Brevard
- District 18: Dana D. Young (R), Tampa**
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg**
Parts of Hillsborough and Pinellas
- District 20: Tom Lee (R), Brandon**
Parts of Hillsborough, Pasco, and Polk
- District 21: Bill Galvano (R), Bradenton**
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland**
Parts of Lake and Polk
- District 23: Greg Steube (R), Sarasota**
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg**
Part of Pinellas
- District 25: Joe Negron (R), Stuart**
Martin, St. Lucie, and part of Palm Beach
- District 26: Denise Grimsley (R), Lake Placid**
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Lizbeth Benacquisto (R), Fort Myers**
Part of Lee
- District 28: Kathleen Passidomo (R), Naples**
Collier, Hendry, and part of Lee
- District 29: Kevin J. Rader (D), Delray Beach**
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach**
Part of Palm Beach
- District 31: Jeff Clemens (D), Lake Worth**
Part of Palm Beach
- District 32: Lauren Book (D), Plantation**
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale**
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point**
Part of Broward
- District 35: Oscar Braynon II (D), Miami Gardens**
Parts of Broward and Miami-Dade
- District 36: Rene Garcia (R), Hialeah**
Part of Miami-Dade
- District 37: Jose Javier Rodriguez (D), Miami**
Part of Miami-Dade
- District 38: Daphne Campbell (D), Miami**
Part of Miami-Dade
- District 39: Anitere Flores (R), Miami**
Monroe and part of Miami-Dade
- District 40: Frank Artilles (R), Miami**
Part of Miami-Dade

Entire membership elected General Election, November 8, 2016
Districts with even numbers for a 2-year term
Districts with odd numbers for a 4-year term

OFFICERS OF THE SENATE

Joe Negron, *President*
Anitere Flores, *President Pro Tempore*
Wilton Simpson, *Majority (Republican) Leader*
Oscar Braynon II, *Minority (Democratic) Leader*

Non-member Elected Officer

Debbie Brown, *Secretary of the Senate*



Journal of the Senate

Number 1—Regular Session

Tuesday, March 7, 2017

Beginning the Forty-ninth Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 119th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 7th of March, A.D., 2017, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

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CALL TO ORDER

The Senate was called to order by President Negron at 9:30 a.m. A quorum present—39:

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

Excused: Senator Hukill

PRAYER

The following prayer was offered by Director Pam Olsen, International House of Prayer, Tallahassee:

Dear Heavenly Father, we come to you this morning with thanksgiving for this beautiful day in the great State of Florida. We are thankful for the motto, "In God We Trust," being boldly declared on the wall of this great chamber. May it not be just the motto of our state and nation, but a reality in each of our hearts today and every day.

May the leaders of our state and nation trust in you for wisdom to lead. You are the giver of life and liberty. We are thankful we still have freedom to stand and pray in our State Capitol. May we always have this freedom.

We seek your face today asking you to guide the business of our state. We ask you, first of all, to bless and lead our nation's new President, members of Congress, Supreme Court Justices, and all our members of the military. Our nation is deeply divided, and our leaders need great wisdom in this urgent hour of history.

Lord, we ask you to touch Governor Scott, President Negron, and Speaker Corcoran as this session starts. They need wisdom, direction, and understanding. They need the wisdom of Solomon as they navigate through the business of our state. May each walk in humility and do what is right before your eyes for the people of Florida. Touch our first ladies, Ann Scott, Rebecca Negron, and Anne Corcoran. Bless them all greatly.

Keep your hand on all of the legislators, both in this Senate and in the House of Representatives, the Florida Supreme Court Justices, their families and their staff. Keep marriages strong. Touch the spouses and children of leaders who are away from home, who are here doing the people's business. Give them great grace and strength.

We all need your love and guidance. My prayer is that you break down the walls that divide us, cause everyone to set aside partisan politics, and cause all of our leaders to walk in humility, kindness, and love as they ponder the bills that will be before them. I pray only bills pass that are good for the people of Florida—from the pre-born to the elderly—and bills that are right in your eyes.

Lord, Florida is a forerunner state to this nation. May our leaders realize the responsibility they have and be on bended knee before you, seeking your face, and realizing your word says, "The fear of the Lord is the beginning of wisdom; all who practice it have a good understanding."

God, this past year was very difficult in our state with terrorist attacks, two tornadoes, the Zika virus, and other challenges across our state. Touch those that lost loved ones, those that are still recovering from these disasters, and heal hurting hearts. We ask you, O Mighty God, to protect Florida this year. Keep your hand upon us all. Bless the great State of Florida and our great nation.

Lord, as I close this prayer, I ask you once again to lead today in a mighty way and throughout this session. Lord, I know I'm asking for a miracle here, but may the session end on time. Give the leaders a sense of humor and joy for this journey.

We thank you and praise you. I ask this according to my Christian faith, in Jesus' name. Amen.

COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and a Color Guard of the Florida National Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Color Guard included the following member from the 144th Transportation Company: Staff Sergeant Curtis Miller; the following member from the 779th Engineer Battalion: Sergeant Dion Dehaney; and the following members from the 869th Engineer Company: Specialist Damian Holmes, Staff Sergeant Tiffany Mitchell, and Sergeant of the Guard Chaddrick Faison.

PLEDGE

Students from the Senate's University Listening Tour, Carlos Diaz from Florida International University; Chris Crist from the University of South Florida; William Whitmire from Florida State University; and Asya Owens from Florida State University, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced students from Tallahassee Community College: Andrew Falls; Mackenzie Roche; Zack Silver; and Clay Upthegrove, who sang *The Star Spangled Banner*.

SPECIAL GUESTS

The President introduced the following guests: Governor Rick Scott; Lieutenant Governor Carlos Lopez-Cantera, former Majority Leader of the House of Representatives; Commissioner of Agriculture Adam Putnam, former Congressman; Attorney General Pam Bondi; and Chief Financial Officer Jeff Atwater, former Senate President.

The President recognized the following Supreme Court Justices: Chief Justice Jorge Labarga, Justice Ricky Polston, Justice C. Alan Lawson, Justice Charles T. Canady, Justice Barbara J. Pariente, and Justice R. Fred Lewis.

The President announced the Senate was honored by the presence of former Senate President Jim Scott.

The President introduced his wife, the first lady of the Florida Senate, Rebecca Negron, and welcomed all the other Senate spouses who were present in the chamber.

DOCTOR OF THE DAY

The President recognized Dr. Christienne Alexander of Tallahassee, whom he sponsored, as the doctor of the day. Dr. Alexander graduated in the inaugural class of the FSU College of Medicine and is currently a full-time faculty member at Florida State University. Dr. Alexander specializes in family medicine.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1528—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

WHEREAS, Governor Rick Scott has expressed a desire to address the Legislature in Joint Session, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the House of Representatives and the Senate convene in Joint Session in the Chamber of the House of Representatives at 11:00 a.m. this day, March 7, 2017, for the purpose of receiving a message from the Governor.

—was taken up out of order and read the first time by title. On motion by Senator Benacquisto, **SCR 1528** was read the second time in full,

unanimously adopted, and, by two-thirds vote, immediately certified to the House.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1530—A concurrent resolution providing for adjourning and reconvening of each house of the Legislature and providing for adjournment sine die during the 2017 Regular Session.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That, pursuant to Section 3(e) of Article III of the State Constitution, each house of the Legislature may, without further consent from the other house, determine its respective dates and times for adjourning and reconvening during the 2017 Regular Session of the Legislature, beginning Tuesday, March 7, 2017, and ending Friday, May 5, 2017.

BE IT FURTHER RESOLVED that the Legislature shall adjourn sine die at the earlier of Friday, May 5, 2017, at 11:59 p.m. or upon concurrent motions to adjourn sine die.

—was taken up out of order and read the first time by title. On motion by Senator Benacquisto, **SCR 1530** was read the second time in full, unanimously adopted, and, by two-thirds vote, immediately certified to the House.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1762—A concurrent resolution amending Joint Rule 2 of the Joint Rules of the Florida Legislature for the 2016-2018 term relating to budget conference committee rules.

WHEREAS, each chamber may adopt rules or policies to govern its process for including appropriations projects in its version of the general appropriations bill, and

WHEREAS, these joint rules acknowledge each chamber's authority to establish a transparent budgetary process, and

WHEREAS, such process should include some level of data collection, including direct responses of the entities involved with the appropriations projects, public testimony, and public dissemination of relevant information, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That Joint Rule 2 of the Joint Rules of the Florida Legislature is amended to read:

JOINT RULE TWO

GENERAL APPROPRIATIONS REVIEW PERIOD AND BUDGET CONFERENCE COMMITTEE RULES

2.1—General Appropriations and Related Bills; Review Periods

(1) A general appropriations bill shall be subject to a 72-hour public review period before a vote is taken on final passage of the bill in the form that will be presented to the Governor.

(2) If a bill is returned to the house in which the bill originated and the originating house does not concur in all the amendments or adds additional amendments, no further action shall be taken on the bill by the nonoriginating house, and a conference committee shall be established by operation of this rule to consider the bill.

(3) If a bill is referred to a conference committee by operation of this rule, a 72-hour public review period shall be provided prior to a vote being taken on the conference committee report by either house.

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be

furnished to the official's office in the Capitol or Supreme Court Building.

(5)(a) Copies required to be furnished under subsection (4) shall be furnished to members of the Legislature as follows:

1. A printed copy may be placed on each member's desk in the appropriate chamber; or

2. An electronic copy may be furnished to each member. The Legislature hereby deems and determines that a copy shall have been furnished to the members of the Legislature when an electronic copy is made available to every member of the Legislature. An electronic copy is deemed to have been made available when it is accessible via the Internet or other information network consisting of systems ordinarily serving the members of the Senate or the House of Representatives.

(b) An official other than a member of the Legislature who is to be furnished a copy of a general appropriations bill under subsection (4) may officially request that an electronic copy of the bill be furnished in lieu of a printed copy, and, if practicable, the copy may be furnished to the official in the manner requested.

(6) The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(7) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be furnished under subsection (4). The Speaker of the House of Representatives and the President of the Senate, as appropriate, shall be informed of the completion time, and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

(8) An implementing or conforming bill recommended by a conference committee shall be subject to a 24-hour public review period before a vote is taken on the conference committee report by either house, if the conference committee submits its report after the furnishing of a general appropriations bill to which the 72-hour public review period applies.

(9) With respect to each bill that may be affected, a member of the Senate or the House of Representatives may not raise a point of order under this rule after a vote is taken on the bill. Except as may be required by the Florida Constitution, noncompliance with any requirement of this rule may be waived by a two-thirds vote of those members present and voting in each house.

2.2—General Appropriations and Related Bills; Definitions

As used in Joint Rule Two, the term:

(1) "Conforming bill" means a bill that amends the Florida Statutes to conform to a general appropriations bill.

(2) "General appropriations bill" means a bill that provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill that contains appropriations that are incidental and necessary solely to implement a substantive law is not included within this term. For the purposes of Joint Rule Two and Section 19(d) of Article III of the Florida Constitution, the Legislature hereby determines that, after a general appropriations bill has been enacted and establishes governing law for a particular fiscal year, a bill considered in any subsequent session that makes net reductions in such enacted appropriations or that makes supplemental appropriations shall not be deemed to be a general appropriations bill unless such bill provides for the salaries of public officers and other current expenses of the state for a subsequent fiscal year.

(3) "Implementing bill" means a bill, effective for one fiscal year, implementing a general appropriations bill.

(4)(a) "Appropriations project" means a specific appropriation, proviso, or item on a conference committee spreadsheet agreed to by House and Senate conferees providing funding for:

1. A local government, private entity, or privately-operated program, wherein the specific appropriation, proviso, or item on a conference committee spreadsheet specifically names the local government, private entity, or privately-operated program or the appropriation, proviso, or item is written in such a manner as to describe a particular local government, private entity, or privately-operated program;

2. A specific transportation facility that was not part of the Department of Transportation's 5-year work program submitted pursuant to s. 339.135, Florida Statutes;

3. An education fixed capital outlay project that was not submitted pursuant to s. 1013.60 or s. 1013.64, Florida Statutes, unless funds for the specific project were appropriated by the Legislature in a prior year and additional funds are needed to complete the project as originally proposed;

4. A specified program, research initiative, institute, center, or similar entity at a specific state college or university, unless recommended by the Board of Governors or the State Board of Education in their Legislative Budget Request; or

5. A local water project.

(b) The term does not include an appropriation that:

1. Is specifically authorized by statute;

2. Is part of a statewide distribution to local governments; or

3. Was recommended by a commission, council, or other similar entity created in statute to make annual funding recommendations, provided that such appropriation does not exceed the amount of funding recommended by the commission, council, or other similar entity.

2.3—Budget Conference Committee Rules

(1) For an appropriations project to be included in a conference committee report:

(a) The appropriations project must be included in a bill or an amendment placed into a budget conference; and

(b) Information required by subsections (2) and (3) relating to the appropriations project must have been in writing and published online prior to the passage by that chamber of the bill or amendment which was placed into a budget conference.

(2) The information collected must include:

(a) A descriptive title of the appropriations project.

(b) The date of the submission.

(c) The name of the submitting member.

(d) The most recent year in which the appropriations project received state funding, if applicable.

(e) Whether the most recent funding for the project had been vetoed.

(f) The amount of the nonrecurring request.

(g) The amount of funding received in the prior year on a recurring or nonrecurring basis.

(h) In what agency the project is best placed and whether the agency has been contacted.

(i) The name of the organization or entity receiving the funds as well as a point of contact for the organization or entity.

(j) The name of the registered lobbyist of the entity requesting the appropriations project.

(k) Whether the organization to receive the funds is a for-profit entity, a not-for-profit entity, a local entity, a state university or college, or other type of organization.

(l) The specific purpose or goal that will be achieved by the funds requested.

(m) The activities and services that will be provided to meet the intended purpose of these funds.

(n) Specific descriptions of how the funds will be expended, including a description and the amounts to be expended on: administrative costs, itemized to include the salary of the executive director or project head, other salaries and benefits, expenses, and consultants, contractors, or studies; operational costs, itemized to include salaries and benefits, expenses, and consultants, contractors, or studies; and fixed capital outlay, itemized to include land purchase, planning, engineering, construction, and renovation.

(o) The owner of the facility to receive, directly or indirectly, any fixed capital outlay funding, and the relationship between the owners of the facility and the entity.

(p) A description of the direct services to be provided to citizens by the appropriations project, if applicable.

(q) A description of the target population to be served and the number of individuals to be served by the appropriations project.

(r) A description of the specific benefit or outcome, including the methodology by which this outcome will be measured.

(s) The amount and percentage of federal, local, and state funds, excluding the funds requested for the appropriations project, or other matching funds available for the appropriations project.

(t) How much additional nonrecurring funding is anticipated to be requested in future years by amount per year.

(u) The suggested penalties that the contracting agency may consider in addition to its standard penalties for failing to meet deliverables or performance measures provided for in the contract.

(3) With respect to an appropriations project that is also a local water project, the information collected must also include:

(a) Whether alternative state funding such as the Waste Water Revolving Loan, Drinking Water Revolving Loan, Small Community Waste Water Drinking grant, or other funding has been requested.

(b) Whether the project is for a financially disadvantaged community, as defined in chapter 62-552, Florida Administrative Code; a financially disadvantaged municipality; a rural area of critical economic concern; or a rural area of opportunity, as defined in s. 288.0656, Florida Statutes.

(c) Whether the construction status is shovel-ready.

(d) The percentage of construction completed and the estimated completion date.

(4) Each chamber must collect the required information described in subsections (2) and (3) in the form and manner prescribed by that chamber.

(5) The portion of an appropriations project which was funded with recurring funds in the most recently enacted general appropriations act is exempt from subsections (1), (2) and (3).

(6) An appropriations project may only be funded with nonrecurring funds, except that the portion of an appropriations project which was funded with recurring funds as provided in subsection (5) may be continued with or without additional nonrecurring funds.

(7) The nonrecurring funding of an appropriations project in the conference committee report may be less than, equal to, or greater than the funding for the appropriations project as originally committed to the conference committee.

(8) An appropriations project that was not included in either chamber's bill in accordance with subsections (1), (2) and (3) may not be included in a conference report.

(9)(a) To be included in a conference committee report, all appropriations projects, except as otherwise provided in paragraph (b), must be clearly identified in the bill or amendment that will be considered by a conference committee and in any conference report.

(b) An appropriations project funded with recurring funds in the most recently enacted general appropriation act that is not appropriated any additional funds is exempt from the provisions of paragraph (a).

(10) The conference committee must allow for public testimony regarding appropriations projects at each noticed meeting.

(11) Notwithstanding subsections (1),(2) and (3), and only for the 2017 regular, extended, and special session, the required information may be collected by either chamber. Information collected pursuant to House Rule 5.14 or the Senate local funding initiative request form prior to the adoption of this Joint Rule meets the requirements of this Joint Rule. Information collected subsequent to the adoption of this Joint Rule must meet the requirements of subsections (2) and (3).

(12) Nothing in this rule shall limit either chamber's ability to apply a stricter standard to its own bills prior to the commencement of conference proceedings. This Joint Rule applies to all conference committee reports related to the General Appropriations Act and supersedes either chamber's rules that are contrary to or inconsistent with the provisions of this Joint Rule.

—was taken up out of order and read the first time by title. On motion by Senator Benacquisto, **SCR 1762** was read the second time by title, unanimously adopted, and, by two-thirds vote, immediately certified to the House.

SPECIAL RECOGNITION OF SENATOR HUKILL

After a brief update on Senator Hukill's recovery, the full Senate stood with the President in recognition of Senator Hukill's continuing efforts in serving her constituents during this challenging time.

SPECIAL GUESTS

The President recognized Senator Book and congratulated her on the recent birth of her twins, Kennedy Grace and Hudson Lee, who were present in the chamber.

The President announced the presence of former Senators Steven Geller; Carey Baker, Lake County Property Appraiser; Charlie Dean; Nancy Detert; Dave Aronberg, Palm Beach County State Attorney; Curt Kiser; Ron Silver; Van Poole; Ellyn Bogdanoff; and Joseph Abruzzo, member of the Florida House of Representatives.

ADDRESS BY PRESIDENT JOE NEGRON

I'd like to give an update on some of the issues that I've talked about. I will start again with higher education. I just want to let you know about the progress that we've made since I first started talking about these issues. Senator Galvano will present a bill tomorrow for your consideration—Senate Bill 2, the Excellence in Higher Education Act. I have a couple of things to say about it, but I thought I would tell you a little bit more about students that we met. Many of you returning Senators joined us as we got on a bus and we started at the University of West Florida in Pensacola. We worked our way around the entire state in a four-day period, in a systematic way. We visited all 12 of our universities. I want to introduce four students to you that show the transformative power of higher education and what it can do to give people opportunities that they never would have even dreamed of without the opportunity to attend college or a university after high school.

I want to start with Carlos Diaz. Carlos Diaz went to Miami-Dade College and then transferred to Florida International University. This was one of the most rewarding, organic moments of the tour. We were at

the Florida International University Law School in Miami. I was walking with Dean Acosta—who incidentally has been nominated to be the Secretary of Labor—and other Senators to a meeting place. I said, “I am a library person. I want to go visit the law library.” So we walked into the law library and Carlos was in the library where all the good law students are. Dean Acosta pointed him out to me and said, “This is Carlos.” So I’ve gotten to know him a little bit. Let me tell you some things about Carlos. Carlos came from Cuba in 2004 when he was 14 years old. He then started working. He’s sold phones at Costco and has done all different kinds of jobs to put himself through Miami-Dade College and then go to FIU. He met Dean Acosta and expressed an interest in possibly going to law school. Dean Acosta, instead of dismissing that, said, “I think you should learn more, and let’s talk about it.” So he applied to and was admitted to FIU Law School. Let me just brag on FIU Law School for just a moment. FIU Law School has the lowest acceptance rate of any law school in Florida. It has the number one employment opportunities according to *U.S. News and World Report*, and for the last three cycles of taking the Florida Bar, its students finished number one. A lot of things are happening at the law school, that’s why I wanted to go visit. When Carlos, despite having to come to a new country when he was 14 years old, got to FIU Law School, he unbelievably became the managing editor of the law review. He’s published four articles in the law review, which is four more than I published in the law review at the school I went to. He’s just an amazing student with an incredible work ethic, and now he is a first-year associate at Greenberg Traurig in Miami. Carlos, thank you so much for what you have done, and thank you for what you have accomplished and will accomplish in the future.

Next, I’d like to introduce Asya Owens. Asya is a junior. She is majoring in business management. She is at Florida State University and she earned a Bright Futures Scholarship. She serves as an orientation leader. One of the things we found out on the university tour is the importance of orientation, the importance of advising, the importance of making students feel they have a home, and they are comfortable in the responsibilities they are undertaking as a student. Asya has taken that on as one of her contributions at Florida State. She has raised money for the FSU Medical School for their outreach programs in Gadsden County and Liberty County. I know these are projects that Senator Montford is very familiar with. Asya, congratulations on your academic career, and thank you for what you are doing at Florida State to help other students to graduate in four years and be able to excel in their chosen field. Thank you so much, Asya.

Will Whitmire we met at Florida State. Will is a junior, majoring in political science and editing, writing, and media. He is from North Lauderdale, Florida. I was joking with him earlier today that there are several of us in here, most of whom are lawyers, who have political science degrees which we thought were really cool at the time. Then we learned that the job options for that major were not extraordinary. That’s why we all decided we were going to law school. But here’s a student who figured it out. He’s interested in political science. He’s interested in government. Then he rolls out the editing, writing, and media major as well which makes your parents very happy, by the way, that you’ve augmented your political science degree. He’s Vice President of Public Relations for the Garnet and Gold Key, which many of you know is a prestigious honor at Florida State. He is also a first generation college student. He works at FSU’s Center for Academic Retention and Enhancement (CARE) Program which is also designed to help students be able to handle their academic responsibilities and complete their course work on time. Will, thank you for what you brought to us, with being a first generation college student, and the ideas that you suggested on the tour of how we can support students to get them completed with their university education. Thank you for what you have done.

Finally, from the University of South Florida, we have Chris Crist. Chris is a senior, majoring in computer science at USF. He will graduate in May. Many of you will remember when—Senator Latvala was there—we met him, we met at a student innovation incubator at USF Connect. One of the things that you learn when you visit all of the universities is how they are all different, how they all have their own center of excellence, and how each university has its own tradition, its own feel, and its own nuance. One of the things I noticed about the University of South Florida was the entrepreneurial spirit in the students and how many students are actually starting businesses while they are still in college. This was unheard of back when I went to college. Chris is also a veteran of our United States Navy. Like many

students, he started out at Hillsborough Community College then went to USF. He is President of CC’s Gourmet Products, LLC, a gourmet snack food company that specializes in salsa. Many of us can attest to the fact that his product is very good which is why it is being sold at over 30 locations in the area, and his revenues are growing because he makes an outstanding product. We all enjoyed our opportunity to take advantage of your product while we were there. He has been very involved in helping other students. He already started a business and is making sales, but he is helping other students who have to overcome obstacles and maybe aren’t quite as skilled as he was at coming up with products. He is also doing queso, and he is expanding, getting more and more things going. He’s got the mind of a successful business person. Thank you for what you have accomplished in business and, equally importantly, the fact that you are taking time to teach other students to have the same opportunities that you have. Thank you for your service to our country. Thank you, Chris.

Just a quick reminder on the two guiding principles in higher education. Principle one is that we will have in Florida national elite destination universities that people from all over the country will want to come to and that our students here in Florida will have the opportunity to attend universities that are thought of in the same caliber and in the same league as the University of North Carolina at Chapel Hill, the University of Virginia, and the University of Michigan. That’s guiding principle number one. Guiding principle number two is that every student in Florida—regardless of their financial situation or what family they came from—will have the opportunity to attend the university to which he or she is accepted. That doesn’t mean a free education. What that means is that we will create an environment, financially and through other supports, so that a student may have to work. I worked my way through college and law school. Their families should contribute as they are able, but there will never be a financial impediment to a student being able to attend a university and able to graduate on time. Senator Galvano will explain the bill tomorrow. I just want to mention a couple of things that I’m particularly proud of and I think deserve your attention. One is Bright Futures with the academic scholar level being restored to 100 percent of tuition plus a \$300 stipend for books. We have expanded the Benacquisto Scholar Program to not only be competing for students in Florida that are National Merit Scholars, but I want us to compete for National Merit Scholars around the country. A lot of our students, before we started this program, were going out of state. We are now getting students that are staying at our universities in Florida. I would like to compete for National Merit Scholars around the country, just as other states are doing, here in Florida. We also have a new Farmworker Student Scholarship Program, that was the idea of Senator Flores, to give even more opportunities to young men and women who many people may look at and say, “Well, I don’t know if they should go to college or if they could attend college.” Maybe it’s someone who is living in a car; maybe it’s someone who is in migrant housing; or maybe it’s someone who doesn’t even have a place to live. Maybe it’s a family that’s scraping by on \$10,000 to \$20,000 a year, working different jobs in different parts of the country. This scholarship program says, “We believe you have opportunities as well; you can succeed.” We want to encourage all students who are qualified and will work hard to be able to get to our universities. That is why we significantly, in addition to expanding merit-based scholarships, also give a tremendous boost to our need-based programs to make sure that every student has the opportunity to succeed.

Issue number two: Let’s stop Lake Okeechobee discharges. Many of you saw what happened, not only in Southeast Florida but in Southwest Florida, last summer, which was a follow-up to previous ecological disasters that have befallen those communities. Most of you know about the algae bloom crisis that came to Southeast Florida and also, in a more muted way, to Southwest Florida. That led to our Governor declaring a state of emergency—which most of you know happens when we have a tornado, and when we have an earthquake. It’s very rarely done when it’s something that is manmade, something that is the result of human activities. The losses that occurred to those communities and, frankly, to the entire State of Florida have been written about in the national section of the *New York Times*, and you have pictures of poisonous guacamole-thick algae blooms that are destroying the waterways. It’s the first time in my life and I am a native Floridian. I was born in West Palm Beach. I’ve lived in two counties, except for going away to college, my entire life. This is the first time in my life to see such damage to our estuary. I’ve seen damage to the rivers and streams. I’d never seen the oceans where the beaches have signs saying, “These are

polluted. These are dangerous.” You cannot swim in the ocean right now because of what is occurring as a result of these discharges. At Martin Memorial Medical Center, which is our main hospital in Martin County, if you went to the emergency room during this time, one of the questions on the questionnaire, so a doctor could determine the nature of your illness, was: “Have you come into contact with the water in our community?” It’s toxic and it causes medical problems. We made a lot of progress last year. We passed Legacy Florida, and many of you were part of that. There’s an important sentence in Legacy Florida that is part of our law now. It isn’t an idea, it’s not a suggestion, it’s not a proposal. It’s a law of the State of Florida. One sentence says, “Priority shall be given to projects that reduce the need for discharges east and west of Lake Okeechobee.”

Now Senator Bradley has filed Senate Bill 10, and that bill is moving through the process. He has done an excellent job, as you would expect a skilled lawyer to do, in making a persuasive case for action now as opposed to 10 years or 20 years or 30 years from now. One of the things I noticed in watching the hearing was while there was some genuine disagreement among women and men of goodwill on the best way to proceed, every person who testified in front of Senator Bradley’s committee acknowledged that we need to have additional southern storage. The only questions are, “When do we need to have it?” and “Where do we need to have it?” I look forward to that debate as we move forward this session, but there is a scientific consensus going all the way back to CERP and CEPP that we need to have some additional water storage south of Lake Okeechobee if we are ever going to have a permanent way to release, reduce, and ultimately eliminate these discharges. If you think about it, it makes sense. You have a giant lake in the middle of the state. It’s one of the largest lakes in the United States. In the 40s and 50s—I don’t quibble with decisions that were made then—it was decided that we were going to develop areas south of the lake. We have 30,000 or more of our fellow citizens who live in Clewiston, Pahokee, Belle Glade, and South Bay. I was born in West Palm Beach. I went to those places as a young person. After redistricting, I now represent Pahokee. I have an enormous respect for our agricultural community in Florida and for their tradition and their importance to our state. They are our citizens. They are the caretakers of the land. I know that they want to be part of the solution as well because of the danger of flooding from Lake Okeechobee. The issue is that water usages naturally flow south. We have Davie, and we have Weston. We have millions of people who now live in Broward and Miami-Dade Counties. No one is saying that this needs to be tinkered with or modified, but you can’t have a situation where, in 2017, the solution continues to be that when the lake rises, we will just flood and send hundreds of billions of gallons of polluted water into communities, destroying waterways, destroying oyster beds, destroying seagrasses. No one, including the Army Corps of Engineers, has a right to pollute the community of another part of Florida. I believe that there is a consensus that has developed that we need to have additional storage south of the lake as an essential component. We can do other things. We can look at northern storage to keep water from coming into the lake. The Governor has proposed, and I support, septic to sewer conversions which will also help. In the end, we are going to have to have a place for the water to go. Otherwise, the Army Corps of Engineers will continue its practice of simply opening the floodgates and destroying communities east and west. I’m confident that we can work with the agricultural community in a way that accomplishes this goal and does not harm anyone’s business or anyone’s right to make a living. Senator Bradley filed an amendment early this morning which we will let work through the process, making this a comprehensive water resource issue around the state. One of the things that we learned during the last cycle is that water quality and water availability is an issue all over Florida, in every community. We need to fully look at every part of Florida and make sure we are being good stewards of the environment.

One final point I want to make on this issue is Amendment 1. Amendment 1 is also not up for discussion. Amendment 1 is part of the Florida Constitution. I would remind all of us, myself included, that Amendment 1 passed with a higher percentage of votes than many of us received in our elections who are sitting here today. We need to implement it as it was written. It is a Land Acquisition Trust Fund amendment. It not only authorizes, it anticipates, that there will be bonding for environmentally sensitive land acquisition. I think the Legislature owes it to the millions of Floridians who voted for that amendment to fully implement Amendment 1 in the way that the voters intended.

Issue number three: I talked about not criminalizing adolescence. I don’t talk about myself very much. Number one: I’m not very interesting. Number two: I kind of prefer to keep my life away from this process to myself. I kind of let my guard down by telling you the water balloon throwing story and the story about putting the Reagan signs on the Bush property on Jupiter Island. Those stories got out into the media stream, and we got a call in the President’s Office saying, “We’d like to know if President Negron is available to do a video for a conference that we are doing on juvenile justice to talk about his troubled past.” It seemed like a good idea at the time. I didn’t know that equated to a troubled past. Fortunately, I was able to avoid some of the law enforcement situations that could have resulted in that. Senator Bracy, as our Criminal Justice Chair, has really taken this issue to heart. There are several concepts that are moving forward, including increased use of juvenile citations, alternative dispute resolutions when we have situations where young people use bad judgment—which, by the way, every person in this room has used bad judgment at some point as a young person, or have children, or both as in my case. We used to have parents and communities that would sort of referee these things. Now, we are too quick to call a school resource officer, to call 911, to use law enforcement in a way that is intended for more serious crimes. Of course, we will not ever tolerate serious wrongdoing by young people, including violence against people. There is a balance here but at the same time, let’s have some room for young people to make mistakes but be accountable. There should be consequences for everyone but not in a way that stigmatizes them so that they can’t get into college, they can’t get into the military, they have problems getting certain kinds of jobs. I appreciate the work that everyone has put forward to make sure that we have a juvenile justice system that is restorative and redemptive, rather than punitive, for crimes that are generally mistakes in judgment. Senator Bracy, thank you for the work that your committee is doing in this area.

Lastly, I talked about embracing the constitution. I realize that means different things to different people, and I respect that. I want to talk for just a couple of minutes before I conclude here about some specific things that we are doing, because it’s one thing to have guiding principles and ideas, but, at some point, they have to be written into concrete proposals that we can all look at and say we made measurable progress. I believe that Senate Bill 280 that Senator Bracy will present this week on the death penalty falls into this category. We must make sure that our state has an enforceable death penalty process that affords constitutional protections to everyone in the process that respects the victims and victims’ families. He will come forward with legislation on the death penalty requiring a unanimous verdict, and I think it is important that we are following the constitution in that area. Senator Bradley has Senate Bill 128 on burden of proof. I know there are different points of view on this particular proposal, and I respect that. I stand firm that the State of Florida and a prosecutor have the burden of proof at each and every stage of every proceeding in that case to prove your guilt beyond and to the exclusion of every reasonable doubt. He will go forth with that proposal this week as well.

Another bill that is early in the committee process, Senate Bill 436 by Senator Baxley on religious freedom in our schools, is very important. Students of any faith or no faith have a right—this is free speech. Religion is not one area of life that can’t be discussed, it can’t be talked about, it can’t be commented on. Students have a right by themselves. I don’t want the government to impose religion. I don’t trust the government to write prayers. I don’t want the government to do that. I want teachers to teach, but I think that everyone involved in our public schools has every right to make their political opinions known, their opinions on what the food is like in the cafeteria. If students are given an opportunity to share what is important to them and someone wants to say, “What is important to me is the Miami Dolphins” or “What’s important to me is growing up and getting a job” or “What’s important to me is I don’t particularly like our current President,” someone ought to be able to say, “What is important to me is my faith, and I’m a Muslim and here is why” or “I’m of the Jewish faith and let me tell you about what my family believes and what we stand for” or “I’m Baptist or whatever faith” or “I’m Catholic, let’s talk about our current pope and what he is doing.” I think that students have that right, and to act as if religion is the one area of life that cannot be talked about and if people give up their right to express themselves in the public square, I think it’s important that we make a statement as a Senate that we support no coercion. No one ever should be required to do anything that they don’t want to do voluntarily. But, let’s not go to the other extreme where we

are taking away people's right to free speech, people's right to practice their faith in a way that they believe is appropriate. I'm looking forward to that bill moving forward in the process.

I wanted to make a couple of comments about the Constitutional Revision Commission. I'm very pleased with the nominees and the Commissioners that have been appointed by the Governor, by the Chief Justice of the Supreme Court, and by Speaker Corcoran. With regard to the Senate appointees, these are women and men of good judgment. These are people who, in their lives, have shown the ability to process information and learn things and to take actions in their particular communities that have resulted in our state being a better state. I think they are all committed to protecting our constitutional rights. One of the most important rights to me is the supremacy of the individual. Yes, we have a government, and we are part of the government. But just because we are part of the government doesn't mean we should give up our wariness and skepticism of government and, particularly, it's inclination, unchecked, to run over individuals. So I think that this commission will look at many different proposals and then send some issues and ideas to the voters for their consideration.

Finally, as I conclude, I just want to remind each of us now, with our state growing, that we each represent about a half a million citizens of the State of Florida. That's a big responsibility and a tremendous honor. We are from very diverse communities, and we all had different life experiences to get here. As I was thinking this morning, the last thought I want to leave you with, we've been at this, a lot of us, for several years, and getting ready for this session for several months. We've been filing bills, we've been going to delegation meetings, we've been writing amendments, we've been meeting with constituents back home. If this was a 6.2 mile run, we feel like we have probably done about half of it getting here. But what I want to suggest to you for your consideration today is, while we've been doing that, our constituents have been taking their kids to school and dropping them off, trying to win little league games, keeping the businesses open, helping fill out college applications, overcoming illnesses that befall the human condition, and doing all the things that our constituents do every day. I just want to leave you with that. Let's start today. I really think there's a special part of opening day, that this is really when a lot of our constituents are going to get engaged now. I think we have to bring a renewed energy and commitment to the process, a renewed optimism. It's the first day of session. Anything is still possible. Let's look at it as an opportunity to interact with our constituents even more, to be open to new ideas, new solutions, new issues that need to be addressed. Tens of thousands of people are going to descend on the Capitol in the next few weeks. The good news is our budget process is open. They are going to come to us with ideas, with grievances, and with issues that they want us to address. I am asking all of us, myself included, that we share in that renewed energy and commitment and that we are open to engage them, to listen to their ideas, to listen to the ideas of our colleagues, and that we look at today—day one—going forward. Thank you very much for giving me the opportunity to update you on some of the priorities that I have. I look forward to working with all of you as bills move forward and as the budget process goes forward. Thank you very much.

SPECIAL GUESTS

The President recognized former Senator Stephen Wise, who was present in the gallery.

COMMITTEE APPOINTED

On motion by Senator Flores that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the 2017 Session, the President appointed Senator Passidomo, Chair; and Senators Broxson, Perry, Campbell, and Thurston. The committee was excused.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative Albritton, Chair; and Representatives Avila, Altman, Latvala, Peters, DuBose, Moskowitz, McGhee, and Richardson was received and informed the Senate that the House of Representatives was convened

and ready to proceed to the business of the session. The committee then withdrew from the chamber.

COMMITTEE DISCHARGED

The committee appointed to notify the House of Representatives returned to the Senate chamber and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

MOTIONS

On motion by Senator Benacquisto, the Senate adjourned at 10:41 a.m. and, pursuant to **SCR 1528**, will meet in joint session at 11:00 a.m. this day for the purpose of receiving a message from the Governor and conducting other Senate business.

(See remainder of Senate business following the joint session.)

JOINT SESSION

Pursuant to **SCR 1528**, the Senate formed in processional order and marched as a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by The Honorable Richard Corcoran, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court were received and seated.

The Speaker invited The Honorable Joe Negron, President of the Senate, to the rostrum, and requested that the President preside over the joint session.

THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

Monica Gonzalez, daughter of Representative Gonzalez, delivered the prayer.

Senate President Pro Tempore Anitere Flores and House Speaker Pro Tempore Jeanette Nuñez led the Pledge of Allegiance to the flag of the United States of America.

On motion by Representative José Diaz that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senator Powell, Co-chair; and Senators Artiles, Baxley, Steube, and Stewart. On behalf of the Speaker, the President appointed Representative Cummings, Co-chair; and Representatives Baez, Fine, Harrison, La Rosa, and Renner. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: first lady of the House of Representatives, Anne Corcoran; and first lady of the Senate, Rebecca Negron.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, The Honorable Rick Scott, Governor, who was escorted to the rostrum.

The President recognized first lady, Ann Scott, who was present in the gallery.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RICK SCOTT

Good morning, President Negron, Speaker Corcoran, and members of the Florida Legislature. Welcome Lieutenant Governor Carlos Lopez-Cantera. I would also like to welcome: Attorney General Pam Bondi, Commissioner of Agriculture Adam Putnam, Chief Financial Officer

Jeff Atwater—thank you for your many years of service to the state. CFO, I have really enjoyed working with you and getting to know you and your family. Chief Justice Labarga and members of the Florida Supreme Court. In December, I had the great honor to appoint the newest member of the Supreme Court, Justice Alan Lawson.

I would like to recognize my amazing wife, Ann. I am so proud of the mother and grandmother she is and I love watching how passionate she is about visiting Florida schools and reading to students. I love you, Ann!

Over the coming weeks, we will have many debates over bills and policies, but what unites us will always be stronger than what divides us—and what unites us is the resiliency of our great state. After every challenge, every heartbreak, and every tragedy, Florida comes back stronger and better any time we are knocked down.

Since I last stood here to address you, Florida has endured many heartbreaks. I have prayed for families around our state who have been impacted by tragedy, and my own heart has been broken for their losses. Our state has been rocked by the gruesome terrorist attack at the Pulse Nightclub in Orlando. We endured two hurricanes, fought against the rapid spread of the Zika virus, and were devastated by the deadly Ft. Lauderdale Airport shooting.

While heartbreaking, these tragedies have given me a new perspective. I am now more convinced than ever that the future of our state is even greater than our past accomplishments and that we must be even more resolved to build a society where any child, no matter where they are from, has the opportunity to live their dreams.

And, if there is one thing you remember from this speech today, I hope it is this: Florida is a state full of fighters, and I will never stop fighting for our families. Floridians are strong. Floridians are selfless. Floridians are fighters.

I've had the opportunity to meet so many great Floridians during my time as Governor. But, I've been forever changed by all of the incredible people I have met this past year during some of our state's most challenging times. Nothing could have prepared me for the horror we saw on June 12, 2016, when a terrorist inspired by ISIS stormed into Pulse and senselessly killed 49 innocent people. This was a terrorist attack and 49 brothers, sisters, mothers, fathers, friends, and spouses were murdered.

The days I spent in Orlando following the shooting will always be with me. I talked to many parents who lost their children. I remember sitting with one mom who recounted her son's final 48 hours on earth and how he died a hero because he was trying to save a friend's life. I met with an injured victim whose TV was turned off in his hospital room. His family needed to wait to tell him that his partner had been killed and did not want him to find out from the news, I went to wakes and funerals to mourn with families as they said their final good-byes. The hardest thing I have ever had to do as Governor is try to find the words to console a parent who lost their child, and I truly cannot imagine the grief of losing a child.

Amid the horror and terror of that night, we also saw what bravery and heroism looks like. We saw so many first responders rush to the scene. First responders like SWAT team member Officer Michael Napolitano with the Orlando Police Department. Officer Napolitano, please stand.

Without fear or hesitation, Officer Napolitano and his fellow SWAT members confronted the terrorist, and during the stand-off, his Kevlar helmet stopped a bullet which saved his life. Officer Napolitano, we are proud to call you a Floridian. Thank you for your courage to serve in the face of evil, and thank you for fighting for Florida families.

I would like to also welcome Orlando Police Chief John Mina and Orange County Sheriff Jerry Demings. Both helped respond to the terrorist attack at Pulse. Chief Mina and Sheriff Demings, you and your team of brave law enforcement officers have kept families safe and secure. On behalf of all Florida families, please tell your officers and deputies that we are proud of them and job well done!

In order to keep fighting to support public safety in our state, we have to ensure Florida's law enforcement officers have the resources they need to curb senseless violence and crime. That is why I have re-

commended nearly \$6 million for counterterrorism efforts this year. I wake up every day fighting for Florida because I want to make it a better place for my grandchildren. In fact, Ann and I just found out that our daughter Allison and her husband Pierre will be welcoming twins later this year! This will make Ann and me proud grandparents to six wonderful grandchildren! When I started this job, Ann and I didn't have any grandkids. Now, we will have six. Certainly, my daughters were listening when I said, "Let's get to work!"

We have worked so hard to grow jobs, and together we have been able to implement policies that have turned our economy around for our future generations. But, we cannot stop now! Florida's businesses have created over 1.26 million private-sector jobs since I was elected, including more than 237,000 new jobs last year alone. And, our job growth rate is growing more than twice as fast as the national rate.

Our economy is booming and I am glad that America elected my friend, Donald Trump, a businessman, outsider like myself, as President who is focused on growing the national economy. Florida is on the verge of becoming the job creation capital of the world! And, the fight for jobs continues, and that means we have to keep cutting taxes! Together, we have cut taxes 55 times, saving families \$6.5 billion dollars... but we must do more! This year, I am fighting to cut taxes by \$618 million to cut costs for small businesses, students, veterans, teachers, and families.

Our "Fighting for Florida's Future" tax cut package will boost our economy and encourage businesses of all sizes to create jobs and build opportunities for generations of Floridians. Let's remember, when jobs are created, it helps the poorest, most disadvantaged families who need a job the most. Families just like mine when I was growing up.

One of the taxes we are fighting to cut is the commercial lease tax, which unfairly targets small businesses. Small businesses like Hot Pandeyuca in Miami. David Alfandary opened his small business that specializes in making traditional Colombian baked goods when he first arrived in Miami from Colombia in 1998. The factory started with only three employees and has grown to employ 30 people. However, all three of his locations have a commercial lease. David has said that he is very proud to grow his business in Florida, and if we cut this unfair tax, he could grow his business even more.

Florida is now the only state in the nation to tax commercial leases. Our "Fighting for Florida's Future" tax cut package will begin to repeal this unfair tax to help small businesses like Hot Pandeyuca. David, you are a great example of the many people living the American Dream right here in Florida. Thank you for fighting to create jobs for future generations.

Even more important than continuing to cut taxes in our state is that we prevent unfair tax increases in the future so our progress is not undone. My goal before I leave office is that we work together on a solution to make it harder for any future legislature—even one not as conservative as we have here today—to raise taxes.

This year, we also have the privilege to fight for those who have served our country. I am proud to be a Navy veteran and I know that many of you in the Florida Legislature and in the audience also proudly served our nation. Will every veteran and active service member here please stand? Thank you for choosing to serve our nation.

I want to make sure that Florida is the most military and veteran friendly state in the nation and our budget proposes \$102 million to support active military, veterans, and their families. And, I am proposing a three-day sales tax holiday for our veterans and active service members.

I would like to introduce you to one of Florida's brave veterans who would benefit from this sales tax holiday—Master Sergeant George Vera from Tampa. Master Sergeant Vera joined the Army in 1995. Two years ago, suicide bombers invaded his base and detonated an IED. During the explosion, he fought to pull his fellow soldiers away from harm, but unfortunately suffered severe injuries after being shot in the back. Master Sergeant Vera endured a spinal cord injury and is paralyzed. He also suffered a brain injury and lost some of his vital organs. In 2015, he was awarded the Purple Heart for his heroic actions. Master Sergeant Vera, thank you for your service to our great state. You are an inspiration.

I am excited to announce that Master Sergeant Vera, his wife, Angela, and their daughter, Isabella, will soon receive a mortgage free home from Building Homes for Heroes. Since I have taken office, I am proud that we have been able to invest more than \$4 million dollars into Building Homes for Heroes, and I am proposing \$1 million for this important program this year.

We have to do more than just cut taxes to ensure we have a strong economy for the future. We cannot be shortsighted and think we are immune from another national recession in years ahead. We have to keep diversifying our economy and investing in programs that actually help businesses grow jobs here in Florida.

Let me be very direct about this subject. I've been on the other side. I've run small and large businesses. I've been the person who looks at locations, looks at states and compares them, and decides where to expand, where to grow business, where to create jobs. I know exactly how businesses operate, because I've done it. For our state to simply say—we are not going to compete with other states, we are not going to make it easier to incentivize job creators to grow in Florida—that's just a big mistake for our state and for our families. Incentivizing businesses to grow and create more and better jobs is not welfare. And let's be very clear here—EFI does not provide any funding until jobs are created and capital is invested.

I know what it's like to be poor. I have lived in poverty. I watched my parents struggle to put food on the table. When most kids were playing Little League or riding bikes, I was working. I had no other choice but to start working when I turned seven. I went from delivering papers to opening a small business so my mom could have a job, to running the nation's largest health care company that employed hundreds of thousands of individuals. I've had to worry about making payroll and I've signed the front of paychecks.

It's easy to throw out catch phrases like “picking winners and losers” and “corporate welfare.” By the way, I don't like either of those things. I doubt anyone in this chamber does. But that's not what we are doing. We are competing with 49 other states and hundreds of countries for jobs. When we bring new jobs to Florida, there are only winners. When we help existing Florida companies grow, there are only winners. When we can help an idea become a business that employs people, there are only winners.

I will admit that it is probably more difficult for people who have never gone hungry, or gone through foreclosure, or seen their family car repossessed to understand this. If you never lived through these experiences, it may be harder to understand the urgency here. I will just leave it like this: I am fighting for our state's job programs because I am fighting for the families just like mine growing up.

Enterprise Florida has been responsible for over 900 projects since I have been Governor, including helping businesses like Northrop Grumman, Lockheed Martin, and Hertz add thousands of high-wage jobs in Florida. And, we can easily show a great return on the investment of families' tax dollars because jobs are being created by more companies moving to our state. When we announced Hertz was moving their corporate headquarters to Florida from New Jersey in 2013 and adding 700 new high-wage jobs, it was the first major relocation by a Fortune 500 company while I have been Governor.

I would like to introduce you to Nick Cid, a Florida native who got a job at Hertz because Enterprise Florida helped relocate the company to our great state. Nick, we are glad you and your family are able to live your dreams in Florida! I want to thank many of you here today who joined me at the Hertz announcement in Southwest Florida including Senator Benacquisto, Leader Rodrigues, Representative Caldwell, Representative Eagle, and Representative Fitzenhagen.

And soon after Hertz moved to Bonita Springs, Herc Rentals decided to move their headquarters to Florida from New Jersey. Herc Rentals has already created over 300 jobs for families in Florida. This is how growing an economy works. You build an environment for companies to be successful and others will join.

I want to be very clear in acknowledging that both Visit Florida and Enterprise Florida have made mistakes along with their many successes over the years. And I do not fault anyone for pointing out those mistakes. Any time we can eliminate government waste we should do it.

But, just like we would do in the business world, we have made changes at both agencies so the organizations can be more efficient and transparent. Any CEO or business owner will tell you that mistakes are made sometimes. But, you don't just give up and shut down, and take your ball and go home. You figure out what the problem is and fix it. Let's remember, we are talking about people's jobs and their ability to provide for their family.

Tourism is one of our state's top sources of revenue, and if that declines, we will set our state on a course for either tax increases or cuts in services. These are the facts. Getting rid of Visit Florida and ending advertising for tourism doesn't make any sense in the real world. Successful companies know how to market themselves and they don't stop advertising when business is good. Coca-Cola and Chick-fil-A didn't stop running ads when they reached the top of their industry. Think about it for a minute. Do we really have to argue about how important tourism is to our economy? And do we really need a debate about whether marketing and advertising works?

Visit Florida has been responsible for recruiting record numbers of visitors—including a record of nearly 113 million last year! Will Florida still have tourists if we stop advertising? Sure. But we will have less. And that means less jobs, less tax revenues, and less of everything. When it comes to jobs, I'm for more, not less. Every 76 tourists support one Florida job, and tourism helps thousands of small businesses that rely on visitors. One of these small businesses is Sage Paddle Company started by Sage Offutt. Sage, please stand.

Sage is 14 years old and started her business when she was just 11 after moving to Navarre Beach. Like so many Floridians, Sage loves our beaches and began paddle boarding. But, she quickly saw a need. There were not many places that rented and delivered the boards in her area. So, like any young entrepreneur, she purchased six boards and opened up her business! Today, she has a fleet of 50 boards and 12 kayaks. Sage, young entrepreneurs like you are the future of our state and we will fight for Visit Florida so we can keep helping small businesses like yours.

I have told you why we can't stop now in our fight for jobs—but we also can't stop our fight to improve our education system. I am proud that this year we are able to once again invest historic amounts of funding in K-12 education, state colleges, and universities in our budget. We are also fighting to keep higher education affordable by holding the line on tuition for the fourth year in a row, freezing all fees at our state colleges and universities, and capping tuition at our state colleges.

We are also continuing to make historic strides to protect Florida's lands and ensure that the future of our state's pristine environment is beautiful for generations to come. Our budget invests nearly \$4 billion in our environment, with record funding once again for our springs and funding for the new Indian River Lagoon and Caloosahatchee Clean-Up Initiative.

We are making important investments in public safety, our transportation infrastructure, and investing in our state's ability to combat the Zika virus. We are also making investments in our state's response to disasters. In the past year, we have experienced two hurricanes—something we haven't experienced in over a decade. This year, I am proposing a nine-day disaster preparedness sales tax holiday so we can make it easier and more affordable for families to prepare before next hurricane season.

And we are making important investments to help people with unique abilities, including \$3.3 million in new funding to provide employment services to more than 2,500 individuals with disabilities who are ready to work. There are so many wonderful Florida employers that provide great jobs to people with unique abilities—including HABCO Manufacturing in Boca Raton. HABCO employs 200 Floridians, which include 150 employees with unique abilities. One of HABCO's leaders is with us today—Linda Cooke. Linda worked to turn HABCO into a multi-million-dollar manufacturing facility so people with unique abilities had the opportunity to get job training and a great career. Linda, thank you for your commitment to helping so many in your community.

The great news is Florida has all the resources we need to make these important investments along with cutting taxes. Since 2011, our state's economy has grown by 22 percent and our available revenues exceed current expenses by \$2.8 billion. Think about that. We have \$2.8 billion

available while still providing \$5 billion in reserves. We have the funds to fight for Florida's future while controlling spending to ensure we get the best return on the investment of our citizen's hard-earned tax money.

Let me leave you with this idea—we've made a lot of progress here in Florida, but we cannot be happy just staying put. Let's paint the picture of what we want Florida to look like in the future, and let's make that future happen. Together, let's picture Florida as the model for success in the most prosperous country in the world. Together, let's picture a Florida where instead of the old, closed government economy in Washington, we have a new, innovative, and open economy. Together, let's picture a Florida where instead of an old, closed education system, we have a new and open system where we provide choices and opportunities to every kid regardless of income or zip code. And together, let's picture a Florida where every single person who wants to work has an opportunity to get a great job. We are getting closer to painting this picture; let's keep fighting to make it a reality.

Thank you. God bless our great state.

DISSOLUTION OF JOINT SESSION

Following the Governor's address, the previously appointed committee escorted the Governor from the rostrum and from the House Chamber, followed by the Justices of the Supreme Court, the Lieutenant Governor, and members of the Cabinet.

SPEAKER CORCORAN PRESIDING

On motion by Senator Benacquisto, the joint session was dissolved at 12:05 p.m., and the Senators were escorted from the House Chamber by the Senate Sergeant at Arms.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers shall hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

1.2—The President calls the Senate to order

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed

with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed thirty (30) minutes.

1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) As necessary, the President is authorized to incur travel and per diem expenses for the next session of the Legislature. The President shall assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nays, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.
See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

- (1) The Secretary shall prepare a daily calendar that shall set forth:
- The order of business;
 - The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;

- The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- Notices of committee meetings; and
- Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Notice required for certain meetings.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

Before issuing a bill number, the Secretary shall examine measures on their tender for introduction and shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary.

Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS

1.20—Attendance, voting, and disclosure of conflicts

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

See Rule 2.28—Taking the vote.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a Senate seat is contested, notice stating the grounds of such contest shall be delivered by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by majority vote as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

See Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES

1.28—Dismissal of employees; employment of a spouse or immediate relative

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

The political activity of Senate employees shall be regulated pursuant to Senate Administrative Policies and Procedures promulgated by the President.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS

1.35—Legislative conduct

Every Senator shall conduct himself or herself to justify the confidence placed in him or her by the people and, by personal example and admonition to colleagues, shall maintain the integrity and responsibility of his or her office.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's

own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any committee of continuous existence, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, or any committee of continuous existence must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. When required by law, the Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
 1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
 2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of any property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

1.40—Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least four (4) hours in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President.

1.41—Senate employees and conflicts

Senate employees shall conduct themselves consistent with the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. The special master shall conduct an investigation, shall give reasonable notice to the Senator who is alleged to have violated the Rules and shall grant the Senator an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master's report and recommendation is advisory only and shall be presented to the Rules Chair, or the President when the complaint is against the Rules Chair, as soon as practicable after the close of the investigation. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the

complaint is against the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation. If the complaint is against the Rules Chair, the chair is excused and the vice chair shall conduct the deliberation. If the Rules Committee votes to dismiss the complaint, the Rules Chair or vice chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a two-thirds (2/3) vote of the Senate, on recommendation of the Rules Committee.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS

1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President, after consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to be in compliance with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, "legislative business" is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or Senate subcommittee.

1.45—Notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings of a majority of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a majority of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the

meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor Capitol rotunda. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

(3) In the event of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule

until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Office Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any

person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.

- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty (30) day period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 1. Subcommittee on Criminal and Civil Justice
 2. Subcommittee on the Environment and Natural Resources
 3. Subcommittee on Finance and Tax
 4. Subcommittee on General Government
 5. Subcommittee on Health and Human Services

6. Subcommittee on Higher Education
7. Subcommittee on Pre-K - 12 Education
8. Subcommittee on Transportation, Tourism, and Economic Development

- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Communications, Energy, and Public Utilities
- (g) Community Affairs
- (h) Criminal Justice
- (i) Education
- (j) Environmental Preservation and Conservation
- (k) Ethics and Elections
- (l) Governmental Oversight and Accountability
- (m) Health Policy
- (n) Judiciary
- (o) Military and Veterans Affairs, Space, and Domestic Security
- (p) Reapportionment
- (q) Regulated Industries
- (r) Rules
- (s) Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee or hear a bill referred to it.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by majority vote of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee,

standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after the fiftieth (50th) day.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee to the standing committee to which it was referred by the President without proper

notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President. Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda.

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the majority of the Senate present.

2.11—Presentation of bills before committees

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. Only the introducer or the first- or second-named co-introducer may present a bill before a committee or subcommittee.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of their assigned committees of reference.

2.12—Order of consideration of bills; exception

Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a two-thirds (2/3) vote of those Senators present at a sitting or except as provided in Rule 2.7, Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by majority vote decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee to which the matter was referred by the President. The standing committee shall promptly certify a copy to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,

- (c) Favorably with committee substitute as defined in these Rules, or
 - (d) Unfavorably.
- (2) Such reports shall also reflect:
- (a) The date, time, and place of the meeting at which the action was taken, and
 - (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee of reference, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee of reference in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee of reference. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee of reference considers the standing subcommittee's report unless, on motion by any member adopted by a two-thirds (2/3) vote of those standing committee members present, the same report shall be rejected. When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(6) When a bill with a favorable report by a standing subcommittee is considered by the standing committee to which it was referred by the President, no additional testimony shall be permitted except by a majority vote of those standing committee members present before a vote on final passage; however, debate by members of the standing committee shall be allowed prior to such vote.

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a majority of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a majority of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate

and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings between a majority of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a majority of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing

subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a majority of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair if such substitution shall not extend beyond such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS

2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period. This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A majority of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING

2.28—Taking the vote

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted in a committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote; deferring a vote prohibited

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE**2.32—Motions; how made, withdrawn**

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced. The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn
- (b) To take a recess
- (c) To reconsider instant passage of a main question
See Rule 2.35—Reconsideration generally.
- (d) To reconsider
See Rule 2.35—Reconsideration generally.
- (e) To limit debate
See Rule 2.50—Limitation on debate.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) To commit to a select subcommittee
- (h) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity.

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business.

See Rule 2.38—Reconsideration; collateral matters.

(3) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

(4) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding

committee meeting, and, unless considered during such meeting, shall be considered abandoned.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn.

(6) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and taken up during the meeting at which the original vote was taken.

(7) A motion to reconsider instant may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

- (a) If the motion to reconsider instant is agreed to by a two-thirds (2/3) vote of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.
- (b) If a motion to reconsider instant is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (4) of this Rule, shall be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a majority of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than five (5) minutes.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS**2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity**

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m. — 5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.

- (d) After day fifty (50) of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this rule, including any filed during a committee meeting in which it is to be offered, requires a two-thirds (2/3) vote of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

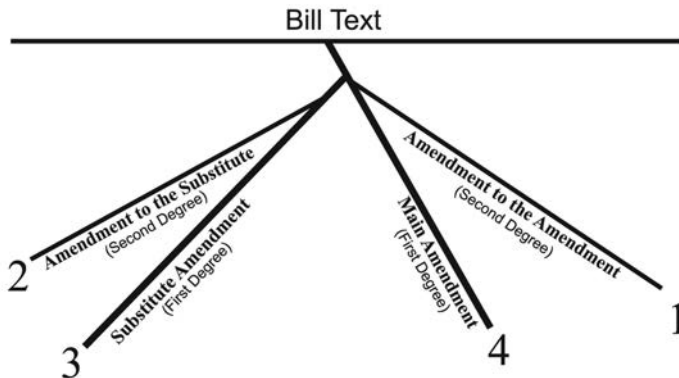
(2) Amendments shall be filed on forms prescribed by the Secretary.

- (a) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer may move and explain an amendment sponsored by the introducer.
- (b) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) If a substitute amendment is adopted, it supersedes the main amendment and shall be treated as an amendment to the bill itself.

(3) The following third (3rd) degree amendments are out of order:

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have five (5) minutes in order to close debate.

2.49—Time allowed for debate

No Senator shall speak longer than ten (10) minutes without yielding the floor, except by consent of a majority of those committee members present.

2.50—Limitation on debate

When a matter is under debate by the committee, a member may move to limit debate, and the motion shall be decided without debate. The introducer of the pending matter on which debate would be limited shall have five (5) minutes to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a two-thirds (2/3) vote of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a majority vote of the committee members present.

See Rule 8.6—Limitation on debate.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

RULE THREE**BILLS, RESOLUTIONS, AND MEMORIALS****3.1—Form of bills**

(1) All bills shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:.” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills before committees.

See Rule 11.6—General; definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through with hyphens, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

Joint resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

Memorials shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.”

3.6—Form of resolutions; Senate and concurrent

(1) Senate resolutions and all concurrent resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida:.” Concurrent resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:.”

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution’s adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor’s veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public-record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the

existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

(2) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

(a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.

(b) A substitution motion may be adopted by a majority vote of those Senators present if the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a two-thirds (2/3) vote of those Senators present and read such House measure.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless a Senator requests a vote on such withdrawal action.

(4) At the moment the Senate passes a House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

(3) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR

ORDER OF BUSINESS AND CALENDAR

4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m. However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a majority vote.

See Rule 1.2—The President calls the Senate to order.

4.2—Quorum

A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

- (1) The Daily Order of Business shall be as follows:
- (a) Roll Call
 - (b) Prayer
 - (c) Pledge of Allegiance to the Flag of the United States of America
 - (d) Reports of Committees
 - (e) Motions Relating to Committee Reference
 - (f) Messages from the Governor and Other Executive Communications
 - (g) Messages from the House of Representatives
 - (h) Matters on Reconsideration
 - (i) Consideration of Bills on Third (3rd) Reading
 - (j) Special Order Calendars
 - (k) Consideration of Bills on Second (2nd) Reading
 - (l) Correction and Approval of Journal
 - (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

4.5—Conference committee report

- (1) The report of a conference committee shall be read to the Senate after which the vote shall be:
- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
 - (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally; reference of local bills

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) The sequence of the President's reference actions shall indicate which standing committee will receive the report of a standing subcommittee.

(3) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(4) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

(5) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(6) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(7) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.3(5).

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a two-thirds (2/3) vote of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment which substantially amends the bill, the President may change or correct the reference of the reported bill. Notice shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) All claim bills shall be filed with the Secretary on or before August 1 in order to be considered by the Senate during the next regular session, except that Senators elected to the Senate during a general election or a special general election may have sixty-two (62) days from the date of that election to file a claim bill. Senators currently serving who are re-elected during a general election are not subject to the immediately preceding provision relating to sixty-two (62) days. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill which does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill which does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a two-thirds (2/3) vote of those Senators present.

(3) If the President determines that a *de novo* hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct such hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. On receipt of the special master's report and recommendations, if any, the Secretary shall, upon the President's reference, deliver each claim bill with the report attached to the committee or committees of reference.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

4.11—Papers of miscellaneous nature

Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a majority vote of those Senators present. A two-thirds (2/3) vote shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall be read on three (3) separate days before a vote on final passage unless decided otherwise by a two-thirds (2/3) vote of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall be read by title on two (2) separate days before a voice vote on adoption, unless decided otherwise by a two-thirds (2/3) vote of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

After its third (3rd) reading, a bill or joint resolution shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a two-thirds (2/3) vote of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a majority of those Senators present.

See Rule 6.2—Motions; precedence.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than fifteen (15) minutes notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar.
- (b) A bill appearing on a Special Order Calendar may be stricken by a two-thirds (2/3) vote of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a two-thirds (2/3) vote of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A two-thirds (2/3) vote of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) With the approval of the President, the Rules Chair may submit a Consent Calendar to be presented in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments,

and amendments required to conform a House companion bill to the Senate bill.

- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and the bill shall be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE

VOTING

5.1—Taking the yeas and nays; objection to voting conflicts

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary will now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.
 See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.
 See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary’s desk throughout the day’s sitting.

(3) An original roll call shall not be altered, but, if no objection is raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief explanation in writing to the Secretary, who shall enter it in the Journal.

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

5.6—Election by ballot

In all cases of ballot, a majority of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX

MOTIONS AND PRECEDENCE

6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
 See Rule 6.4—Reconsideration generally.

- (b) To adjourn
 - 1. At a time certain
 - 2. Instanter
 See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
- (d) Questions of privilege
 See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
 See Rule 6.4—Reconsideration generally.
- (g) To limit debate
 See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
 See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee
 See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee
 See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend
 See Rule 7—Amendments.
- (m) To postpone indefinitely
 See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(3) Motions for the previous question and to lay on the table shall not be entertained.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a majority of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a majority of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no

further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be considered when made.

6.5—Reconsideration; vote required

The affirmative votes of a majority of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than five (5) minutes.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a two-thirds (2/3) vote of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension thereof, or during a special session, bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 1.17—The Secretary transmits bills to the House of Representatives.

See Rule 6.4—Reconsideration generally.

6.9—Motion to indefinitely postpone

A motion to indefinitely postpone is debatable and, if approved, shall dispose of a measure for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; notice; manner of consideration; filing deadlines

(1) No amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 5:00 p.m. the day before it is to be offered at a sitting.

(2) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

(3) Consideration of all amendments not timely filed in accordance with this Rule requires a two-thirds (2/3) vote of those Senators present, if any Senator requests that such vote be taken.

(4) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

(5) An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(6) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(7) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d).

(8) Reviser's bills may be amended only by making deletions.

7.2—Adoption

(1) On second (2nd) reading, amendments may be adopted by a majority vote of those Senators present.

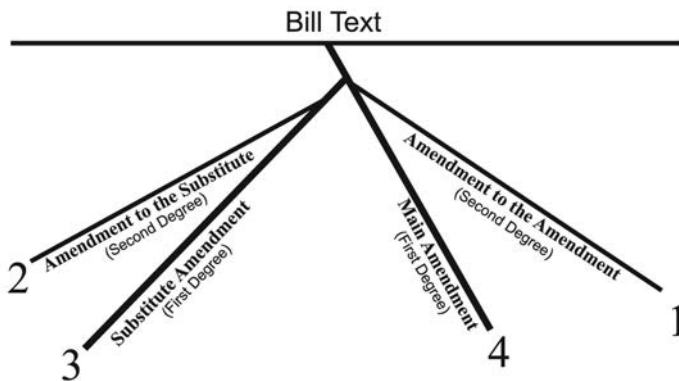
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to the substitute, shall be adopted by a two-thirds (2/3) vote of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a majority vote of those Senators present.

See Rule 4.15—Referral or postponement on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.
- (2) If a substitute amendment is adopted in place of an original main amendment, it shall be treated as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
 - (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

An amendment deleting everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting new language of the same or related subject as stated in the original title shall be deemed proper and germane.

7.5—Amendment by section

Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

- (1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:
 - (a) Amend the House amendment,
 - (b) Concur in the House amendment,

- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to “Mr. or Madam President” and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher precedence than the pending question, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have five (5) minutes in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than thirty (30) minutes without yielding the floor, except by consent of a majority of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have five (5) minutes to discuss said motion. If, by a two-thirds (2/3) vote of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a majority vote.

8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

8.8—Repealed

8.9—Appeals

The ruling of a presiding officer may be appealed. The appeal of a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

8.10—Appeals debatable

An appeal of a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

(1) Questions of privilege have two (2) forms:

- (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
- (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.

(2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting either house collectively takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist. Upon a determination by the Rules Chair that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. Upon a determination by the chair that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed. The special master shall conduct an investigation, shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, and shall grant the lobbyist an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master’s report and recommendation is advisory only and shall be presented to the chair as soon as practicable after the close of the investigation. If the special master’s report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master’s report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation. If the Rules Committee votes to dismiss the complaint, the Rules Chair shall dismiss the complaint. Otherwise, the special master’s report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee’s recommendation, along with the special master’s report and recommendation, to the Senate for final action.

(2) Any person determined to have violated the requirements of Rule Nine shall be censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a majority vote of the Senate, on recommendation of the Rules Committee.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other

applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

Chapter 2005-359, *Laws of Florida*, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.

This Rule provides assistance to persons seeking to comply with the letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.

Part One of the Guidelines refines and applies the new prohibition, with ten clearly stated exceptions, so that Senators and Senate employees can no longer directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This Rule sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the new law and this Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the new law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The new law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The new expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida’s gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legis-

lature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

“*Expenditure*” is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

“*Lobbying*,” in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (“active lobbying”); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature (“goodwill”).

“*Goodwill expenditure*” is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A “*lobbyist*” is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

“*Personal benefit*” means a profit or gain pertaining to, directed toward, or affecting a person.

A “*principal*” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenses

It is no longer permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The new expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person other than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist’s or principal’s intent to make or convey the item or service, or a personal benefit attributable to the item

or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N under the new law.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, which is currently 29 cents per mile. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or committee of continuous existence; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the new lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the new law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

5. Office and Personal Expenses of Lobbyists and Principals

"Office expenses" and personal expenses of the lobbyist or principal for "travel," "lodging," and "food and beverages" as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host's monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee provided that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal *and* none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can “legislative days” that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: “Legislative days” and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a “fundraiser?” Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a committee of continuous existence, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the new law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a “fundraiser” is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution

restrictions and requirements of Florida’s campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator’s or legislative employee’s expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child’s parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or indirectly. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)g6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)g6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the new law for “floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session”?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist’s home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator’s and lobbyist’s friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is “Dutch treat.”

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner “Dutch treat” at the Governor’s Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or

consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist's business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and con-

tributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a non-profit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a non-profit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, *provided* the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses *associated primarily with a legislator's or legislative employee's employment*, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two—Compensation

(1) General Guidelines

Chapter 2005-359, *Laws of Florida*, for the first time, requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A “lobbying firm” is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as “media fees,” “consulting services,” “professional services,” “governmental services,” and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for lobbying activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a “lobbying firm” as defined in section 11.045(1)(g), *Florida Statutes*. Only “lobbying firms” must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable “compensation” under the law must be provided to a “lobbying firm,” and not contracted or subcontracted through some “straw man” to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a lobbying firm.”

RULE TEN

CHAMBER OF THE SENATE

10.1—Persons entitled to admission

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session.

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN

CONSTRUCTION AND WAIVER OF RULES

11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a two-thirds (2/3) vote of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a two-thirds (2/3) vote, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a two-thirds (2/3) vote of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by majority vote of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to “two-thirds (2/3) of those present,” “two-thirds (2/3) vote,” “two-thirds (2/3) of the Senate,” “two-thirds (2/3) of those voting,” etc., these shall all be construed to mean two-thirds (2/3) of those Senators present and voting, except that two-thirds (2/3) of the membership of the Senate shall be required to consider additional proposed legislation in any extended session in accordance with Article III, Section 3 of the *State Constitution*.

11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill.

11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE**EXECUTIVE SESSIONS, APPOINTMENTS,
SUSPENSIONS, AND REMOVALS****PART ONE—EXECUTIVE SESSIONS****12.1—Executive session; authority**

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a majority of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

**PART TWO—APPOINTMENTS, SUSPENSIONS, AND
REMOVALS****12.7—Procedure; generally**

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. In a suspension case in which the criminal charge is a misdemeanor, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth

the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent expressly modified or specified herein.

13.2—Sittings of the Senate

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

13.3—Committee meetings; schedule, notice, amendment deadline

(1) Committee meetings shall be scheduled by the President.

(a) Meetings of committees may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

(b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than thirty (30) minutes thereafter.

13.4—Delivery for introduction

Bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

(2) Bills referred to a standing subcommittee shall be reported to the standing committee to which the bills were referred at a time specified by the chair of the standing committee which shall not be beyond the time allowed herein.

13.6—Conference committee reports

(1) The report of a conference committee shall be read to the Senate. Upon completion of the reading and subsequent debate, the vote shall first be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(5) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(6) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(7) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be considered when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall meet and submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

RULE FOURTEEN

SEAL AND INSIGNIA

14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: "In God We Trust" arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: "Seal." At the bottom shall be the date: "1838." The perimeter of the seal shall contain the words: "Senate" and "State of Florida."

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: "The Florida Senate."

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Galvano—

SB 2—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2+2" Targeted Pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; revising the conditions for differential tuition; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Galvano—

SB 4—A bill to be entitled An act relating to faculty recruitment; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used for authorized purposes and investments; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; specifying the requirements for quality improvement efforts to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used for authorized purposes and investments; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal

year; amending s. 267.062, F.S.; conforming a cross-reference; providing an effective date.

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

SB 6—Not used.

By Senator Galvano—

SB 8—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket or game at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket or game; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term “compact;” ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of a specified amendment to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain circumstances; specifying the provisions that must be included in the compact to be deemed ratified and approved; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the secretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator’s license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term “convicted;” requiring a contest operator to provide evidence of a surety bond; requiring the surety bond to be kept during the term of the license and any renewal term thereafter; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing requirements; providing for rulemaking; requiring a contest operator to file a quarterly report with the office; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term “full schedule of live racing or games;” amending s. 550.01215, F.S.; revising provisions for applications for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another

permitholder’s greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications; authorizing such thoroughbred racing permitholder’s facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, to be eligible as a guest track for intertrack wagering and interstate simulcast, and to remain eligible for a cardroom license; exempting certain harness racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a provision for conversion of certain converted permits to jai alai permits; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amending s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate their greyhound racing permits within a specified distance under certain circumstances; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; revising the tax on handle for live greyhound racing and intertrack wagering if the host track is a greyhound racing track; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term “bona fide organization that promotes or encourages the adoption of greyhounds;” creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; providing for funding for the program up to a specified maximum amount; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; requiring the division to cancel permits that it purchases through the program; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse supplement program within the division; providing a purpose for the program; providing for funding for the program; requiring the division to adopt a certain form by rule; requiring the division to apportion purse supplement funds in a certain manner; requiring a thoroughbred permitholder to return any unused portion of a purse supplement fund under certain circumstances; authorizing rule-

making; providing for expiration of the program; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permitholder; deleting a provision prohibiting a permitholder from conducting fewer than eight live races or games under certain circumstances; deleting a provision requiring certain permitholders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permitholder from leasing from certain pari-mutuel permitholders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permitholders; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permitholders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permitholders; deleting a provision prohibiting certain inter-track wagering in certain counties; specifying conditions under which greyhound racing permitholders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to certain pari-mutuel permitholders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permitholder from certain purse requirements; providing applicability; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permitholder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues

under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s. 551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; amending legislative intent; revising definitions; deleting certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player to be licensed; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; providing elements of a designated player game; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the agreement; conforming provisions to changes made by the act; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be reissued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

—was referred to the Committees on Regulated Industries; and Appropriations.

By Senators Bradley and Flores—

SB 10—A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; requiring the South Florida Water Management District to seek proposals from willing sellers of property within the Everglades Agricultural Area for land that is suitable for the reservoir project; clarifying that all appraisal reports, offers, and counteroffers are confidential and exempt from public records requirements; requiring the district to assign the Entire Option Property Non-Exclusive Option of a specified agreement to the Board of Trustees of the Internal Improvement Trust Fund under certain circumstances; requiring the district to retain the agreement's option under certain circumstances; requiring the board or the district, as applicable, to exercise the specified option by a certain date under certain circumstances; providing requirements for the Proposed Option Property Purchase Price; authorizing the disposal or exchange of certain land or interests in land for certain purposes; requiring the district to begin, seek permitting for, and construct the reservoir project under certain circumstances; requiring the district, in coordination with the United States Army Corps of Engineers, to begin the planning study for the reservoir project by a specified date under certain circumstances; requiring the district to identify specified lands under certain circumstances; providing requirements for the planning study; requiring the district, in coordination with the United States Army Corps of Engineers, to seek Congressional authorization for the reservoir project under certain circumstances; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to seek federal credits under certain circumstances; requiring the district to request the United States Army Corps of Engineers, in the Corps' review of the regulation schedule, to consider any increase in southern outlet capacity of Lake Okeechobee; amending s. 375.041, F.S.; increasing the minimum annual funding for certain Everglades projects under specified circumstances; requiring the district and the board to notify the Divi-

sion of Law Revision and Information by a certain date of specified land acquisitions; providing a directive to the division; providing contingent appropriations; providing effective dates, one of which is contingent.

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

By Senator Artiles—

SB 12—A bill to be entitled An act for the relief of Amie Draiemann O'Brien, individually and as personal representative of the Estate of Christian Darby Stephenson, deceased, and for the relief of Hailey Morgan Stephenson and Christian Darby Stephenson II, as surviving minor children of the decedent; providing an appropriation to compensate them for the wrongful death of Christian Darby Stephenson, which was due in part to the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Artiles—

SB 14—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the estate of Aaron Beauchamp, by the St. Lucie County School Board; providing for an appropriation to compensate the estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Steube—

SB 16—A bill to be entitled An act for the relief of Charles Pandrea by the North Broward Hospital District; providing for an appropriation to compensate Charles Pandrea, husband of Janet Pandrea, for the death of Janet Pandrea as a result of the negligence of the North Broward Hospital District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Flores—

SB 18—A bill to be entitled An act for the relief of "Survivor" and the Estate of "Victim"; providing an appropriation to compensate Survivor and the Estate of Victim for injuries and damages sustained as result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Galvano—

SB 20—A bill to be entitled An act for the relief of Ramiro Compagnoni by the City of Tampa; providing for an appropriation to compensate Mr. Compagnoni for injuries sustained as a result of the negligence of an employee of the City of Tampa; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Montford—

SB 22—A bill to be entitled An act for the relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agriculture and Consumer Services, formerly known as the Division of Forestry, and the Board of Trustees of the Internal Improvement Trust Fund; providing for an appropriation to compensate Shuler Limited Partnership for costs and fees and for damages sustained to 835 acres of its timber as a result of the negligence, negligence per se, and gross negligence of employees of the Florida Forest Service and their violation of s. 590.13, F.S.; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senator Flores—

SB 24—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Steube—

SB 26—A bill to be entitled An act for the relief of Thomas and Karen Brandi by Haines City; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of an employee of Haines City; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Simmons—

SB 28—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of the negligence of the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Simmons—

SB 30—A bill to be entitled An act for the relief of Erin Joynt by Volusia County; providing for an appropriation to compensate Erin Joynt for injuries sustained as a result of the negligence of an employee of Volusia County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senators Gibson and Bracy—

SB 32—A bill to be entitled An act for the relief of the Estate of Danielle Maudsley; providing an appropriation to compensate the Estate of Danielle Maudsley for Ms. Maudsley’s death, sustained as a result of the alleged negligence of Trooper Daniel Cole and the Florida Highway Patrol, a division of the Department of Highway Safety and Motor Vehicles; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged acts; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Braynon—

SB 34—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on attorney and lobbying fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Montford—

SB 36—A bill to be entitled An act for the relief of Jennifer Wohlgemuth by the Pasco County Sheriff’s Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff’s Office; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Benacquisto—

SB 38—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Galvano—

SB 40—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to compensate them for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Montford—

SB 42—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Braynon—

SB 44—A bill to be entitled An act for the relief of Brian Pitts; directing the Division of Administrative Hearings to appoint an administrative law judge or special master to determine a basis for equitable relief for the purpose of compensating Mr. Pitts for the wrongful acts or omissions of the State of Florida or officials thereof; requiring a report to the Legislature; authorizing compensation to Mr. Pitts upon a determination by an administrative law judge; providing an appropriation to compensate Mr. Pitts for injuries and damages sustained; providing a limitation on attorney fees and costs; directing that certain court orders and judgments be declared null and void; directing that the clerk of the court for the Supreme Court and for the sixth judicial circuit remove access to specified cases; directing the Department of Law Enforcement to remove access to criminal records related to Mr. Pitts and to ensure the compliance, execution, and enforcement of specified provisions; specifying the limited circumstances under which Mr. Pitts may represent himself or others in judicial or administrative proceedings; directing the Department of Law Enforcement to investigate certain illegal acts committed by certain persons; authorizing the Governor, the President of the Senate, or the Speaker of the House of Representatives to sever portions of this act under certain circumstances; providing an effective date.

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

By Senator Montford—

SB 46—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Braynon—

SB 48—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation from the General Revenue Fund to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Higher Education; and Appropriations.

By Senators Gibson and Bracy—

SB 50—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Braynon—

SB 52—A bill to be entitled An act for the relief of Maury Hernandez; providing an appropriation to compensate him for injuries and damages sustained as a result of the alleged negligence of the Department of Corrections; providing legislative intent for the waiver of certain liens; providing a limitation on the payment of fees and costs; providing an effective date.

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

By Senator Grimsley—

SB 54—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senators Bean and Baxley—

SB 56—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Ducks Unlimited license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to develop a Ducks Unlimited license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

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

By Senator Grimsley—

SB 58—A bill to be entitled An act relating to adult cardiovascular services; amending s. 408.0361, F.S.; establishing additional criteria that must be included by the Agency for Health Care Administration in rules relating to adult cardiovascular services at hospitals seeking licensure for a Level I program; providing an effective date.

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

By Senator Bean—

SB 60—A bill to be entitled An act relating to children obtaining driver licenses; amending s. 39.4091, F.S.; conforming a provision to changes made by the act; transferring, renumbering, and amending s. 409.1454, F.S.; revising legislative findings; revising a pilot program to make it permanent; revising the applicability of the program to children in out-of-home care; authorizing the program to pay for a child to complete a driver education program and obtain a driver license or the related costs of licensure under certain circumstances; revising the duties of the Department of Children and Families under the program; deleting the requirement for an annual report by the department to the Governor and the Legislature; amending s. 39.6035, F.S.; revising a child's transition plan to include options to use in obtaining a driver license under certain circumstances; amending s. 39.701, F.S.; revising a required determination made by the court and a citizen review panel; requiring the department to include specified information in the social study report for judicial review under certain circumstances; amending s. 322.09, F.S.; providing that a guardian ad litem authorized by a minor's caregiver to sign for the minor's learner's driver license does not assume any obligation or liability for damages; making technical changes; reenacting s. 409.1451(5)(a), F.S., to incorporate the amendment made to s. 39.6035, F.S., in a reference thereto; reenacting ss. 322.05(3) and 322.56(8)(a), F.S., to incorporate the amendment made to s. 322.09, F.S., in references thereto; providing an effective date.

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

By Senator Bean—

SB 62—A bill to be entitled An act relating to pediatric cardiac care in the Children's Medical Services program; creating s. 391.224, F.S.; providing legislative findings and intent; creating the Pediatric Cardiac Care Advisory Council within the Department of Health; specifying the council membership; providing for election of the council chair and vice chair; providing for per diem and travel expenses; specifying the duties of the council; requiring the State Surgeon General to designate certain facilities as Pediatric and Congenital Cardiovascular Centers of Excellence; establishing prerequisites for the designation of a facility as a center of excellence; requiring that the council provide an annual report to the Governor, the Legislature, and the State Surgeon General; requiring the department to develop rules relating to pediatric cardiac care and facilities in the program; authorizing the department to adopt rules relating to the council and the designation of facilities as Pediatric and Congenital Cardiovascular Centers of Excellence; reauthorizing specified rules relating to pediatric cardiac services and facilities; providing an effective date.

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

By Senator Bean—

SB 64—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection to establish certain documentation standards and create a procedure for obtaining the discounts; providing an effective date.

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

SB 66—Withdrawn prior to introduction.

By Senators Grimsley and Latvala—

SB 68—A bill to be entitled An act relating to the tourist development tax; amending s. 125.0104, F.S.; authorizing counties imposing the tourist development tax to use those tax revenues for auditoriums that

are publicly owned but operated by specified organizations under certain circumstances; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Garcia, Artiles, and Baxley—

SB 70—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; requiring reclassified crimes to include actual or perceived sex, creed, or employment in specified jobs of the victims; defining the term “emergency service employee”; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code and the offense severity ranking chart, to incorporate the amendment made to s. 775.085, F.S., in a reference thereto; providing an effective date.

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

By Senators Clemens and Rodriguez—

SB 72—A bill to be entitled An act relating to voter registration; amending s. 97.057, F.S.; revising procedures governing voter registration by the Department of Highway Safety and Motor Vehicles; providing that driver license or identification card applications, driver license or identification card renewal applications, and changes of address for existing driver licenses or identification cards submitted to the department serve as voter registration applications; specifying that an applicant must consent to the use of his or her signature for voter registration purposes; requiring specified applications to include a voter registration component; specifying required content for the voter registration component; providing for paper-based applications; requiring the supervisor of elections to provide a notification of registration to each applicant; providing that an applicant is registered if he or she fails to respond to the notification within a specified timeframe; requiring the supervisor to forward declinations to the statewide voter registration system; amending s. 98.045, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Clemens—

SJR 74—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution to restore the rights to vote and hold office of certain convicted felons upon completion of sentence.

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

By Senators Lee and Garcia—

SJR 76—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section 4 of Article VII which limit annual assessment increases for specified nonhomestead real property.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senators Flores, Brandes, Rodriguez, Stewart, Steube, Farmer, Bracy, Garcia, Mayfield, Latvala, Book, Grimsley, Passidomo, Benacquisto, Torres, Bean, Campbell, and Rouson—

SB 78—A bill to be entitled An act relating to public school recess; amending s. 1003.455, F.S.; requiring each district school board to provide students in certain grades with a minimum number of minutes of free-play recess per week and with a minimum number of consecutive minutes of free-play recess per day; providing an effective date.

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

By Senator Steube—

SB 80—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; requiring a complainant to timely provide certain written notice in order to be entitled to attorney fees in certain civil actions for enforcement of ch. 119, F.S.; providing that the award of such attorney fees is within the discretion of the court; providing an effective date.

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

By Senators Steube and Mayfield—

SB 82—A bill to be entitled An act relating to postsecondary education tuition and fee waivers; amending s. 1009.26, F.S.; deleting a requirement that a state university, Florida College System institution, career center operated by a school district, or charter technical career center waive out-of-state fees for certain students, including certain undocumented students, who meet specified requirements; providing an effective date.

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

By Senators Garcia and Flores—

SM 84—A memorial to the Congress of the United States, urging Congress to review and revise the Cuban Adjustment Act of 1966.

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

By Senator Steube—

SB 86—A bill to be entitled An act relating to agricultural land classification and assessment; amending s. 193.461, F.S.; providing an exception from a certain requirement for lands to be classified as agricultural for taxation purposes; requiring that land jointly used for commercial nonagricultural purposes and bona fide agricultural purposes directly related to apiculture be classified as agricultural; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SB 88—Withdrawn prior to introduction.

By Senator Brandes—

SB 90—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the definition of the term “renewable energy source device”; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of any real property; deleting a provision relating to applicability as of a specified date; creating s. 196.182, F.S.; exempting a renewable energy source device from the tangible personal property tax; providing for expiration; reenacting ss. 193.155(4)(a) and 193.1554(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing that specified amendments made by the act expire on a certain date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 92—A bill to be entitled An act relating to state-owned motor vehicles; requiring the Department of Management Services to prepare a plan regarding the centralized management of state-owned motor vehicles; requiring the department to submit the plan to the Governor and the Legislature by a specified date; prescribing requirements for the plan; requiring the department to conduct certain evaluations while developing the plan; providing an appropriation; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Artilles—

SB 94—A bill to be entitled An act relating to property insurance appraisers and property insurance appraisal umpires; amending s. 624.04, F.S.; revising the definition of the term “person”; amending s. 624.303, F.S.; exempting certificates issued to property insurance appraisal umpires from the requirement to bear a seal of the Department of Financial Services; amending s. 624.311, F.S.; providing a schedule for destruction of property insurance appraisal umpire licensing files and records; amending s. 624.317, F.S.; authorizing the department to investigate property insurance appraisal umpires for violations of the insurance code; amending s. 624.501, F.S.; authorizing specified fees for property insurance appraisal umpires; amending s. 624.523, F.S.; requiring fees associated with property insurance appraisal umpires’ appointments to be deposited into the Insurance Regulatory Trust Fund; amending s. 626.015, F.S.; providing a definition; amending s. 626.016, F.S.; revising the scope of the Chief Financial Officer’s powers and duties and the department’s enforcement jurisdiction to include umpires; amending s. 626.022, F.S.; including property insurance appraisal umpire licensing in the scope of part I of ch. 626, F.S., relating to licensing procedures; amending s. 626.112, F.S.; requiring umpires to be licensed and appointed; requiring licensure as an adjuster when serving as an appraiser under certain conditions; prohibiting certain disqualified persons from acting or serving as an umpire or appraiser; amending s. 626.171, F.S.; requiring a specified application and payment of fees for an umpire license; requiring applicants for licensure as an umpire to submit fingerprints to the department; amending s. 626.207, F.S.; providing that s. 112.011, F.S., relating to disqualification from licensure or public employment does not apply to applicants for licensure as umpires; amending s. 626.2815, F.S.; requiring specified continuing education for licensure as an umpire; revising applicability; amending s. 626.451, F.S.; providing requirements relating to the appointment of an umpire; amending s. 626.461, F.S.; providing that an umpire appointment continues in effect, subject to certain conditions, until the person’s license is revoked or otherwise terminated; amending s. 626.521, F.S.; authorizing the department to obtain a credit and character report for certain umpire applicants; amending s. 626.541, F.S.; requiring an umpire to provide certain information to the department when doing business under a different business name or when information in the licensure application changes; amending s. 626.601, F.S.; authorizing the department to investigate improper conduct of any licensed umpire; amending s. 626.611, F.S.; requiring the department to refuse, suspend, or revoke an umpire’s license under certain circumstances; amending s. 626.621, F.S.; authorizing the department to refuse, suspend, or revoke an umpire’s license under certain circumstances; amending s. 626.641, F.S.; prohibiting an umpire from certain transactions, business, ownership, control, or employment during the period the umpire’s license is suspended or revoked; amending ss. 626.7845, 626.8305, and 626.8411, F.S.; conforming cross-references; amending s. 626.8443, F.S.; prohibiting a title insurance agent from certain transactions, business, ownership, control, or employment during the period the agent’s license is suspended or revoked; amending s. 626.854, F.S.; providing limitations on fees charged by a public adjuster during an appraisal; creating s. 626.8791, F.S.; establishing required notice in a contract for appraisal services; amending s. 626.9957, F.S.; conforming a cross-reference; creating part XIV of ch. 626, F.S., relating to property insurance appraisal umpires; creating s. 626.9961, F.S.; providing a short title; creating s. 626.9962, F.S.; providing legislative findings; creating s. 626.9963, F.S.; providing that part XIV supplements part I of ch. 626, F.S., the “Licensing Procedures Law”; creating s. 626.9964, F.S.; providing definitions; creating s. 626.9965, F.S.; providing qualifications for license as an umpire; prohibiting the

department from rejecting an application solely on specified grounds; creating s. 626.9966, F.S.; authorizing the department to refuse, suspend, or revoke an umpire’s license under certain circumstances; creating s. 626.9967, F.S.; providing ethical standards for property insurance appraisal umpires; creating s. 626.9968, F.S.; providing for disqualification of an umpire under certain circumstances; repealing s. 627.70151, F.S., relating to appraisal conflicts of interest; providing an appropriation and authorizing positions; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Steube—

SB 96—A bill to be entitled An act relating to eligibility for appointment as a medical or clinic director; amending s. 400.9905, F.S.; revising the definition of the term “medical director”; providing an effective date.

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

By Senator Farmer—

SB 98—A bill to be entitled An act relating to well stimulation; creating a short title; amending s. 377.19, F.S.; defining the term “extreme well stimulation”; creating s. 377.2427, F.S.; prohibiting persons from engaging in extreme well stimulation; prohibiting the Department of Environmental Protection from issuing permits authorizing extreme well stimulation; prohibiting the department from authorizing certain permit holders to engage in extreme well stimulation on or after a specified date; providing an effective date.

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

By Senator Steube—

SB 100—A bill to be entitled An act relating to tobacco settlement agreements; repealing s. 569.23, F.S., relating to security requirements for tobacco settlement agreement signatories, successors, parents, and affiliates; providing an effective date.

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

By Senator Steube—

SB 102—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing an effective date.

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

By Senator Brandes—

SB 104—A bill to be entitled An act relating to computer coding instruction; amending s. 1007.2616, F.S.; authorizing high schools to offer students opportunities to take specified computer coding courses beginning with a specified school year; providing that high schools will not be required to offer such courses; requiring the Commissioner of Education to identify the computer coding courses that satisfy two credits of sequential foreign language instruction under certain circumstances; requiring Florida College System institutions and state universities to recognize the credits as foreign language credits; requiring each student and his or her parent to sign a statement that they acknowledge and

accept that a computer coding course taken as a foreign language may not meet certain out-of-state requirements; requiring the inclusion of certain computer coding courses in the Course Code Directory; authorizing the Florida Virtual School to offer computer coding courses identified in the Course Code Directory; authorizing school districts to provide students with access to such courses under certain circumstances; requiring the Department of Education to annually report certain information to the Board of Governors and the Legislature; providing an effective date.

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

By Senator Flores—

SB 106—A bill to be entitled An act relating to vendors licensed under the Beverage Law; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; providing that failure to comply with a restriction on monthly revenue from the sale of alcoholic beverages is unlawful if a minor is employed during a month that the restriction is exceeded; repealing s. 565.04, F.S., relating to package store restrictions; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Farmer—

SJR 108—A joint resolution proposing the creation of Section 30 of Article X of the State Constitution to establish public policy against certain types of well stimulation in order to protect the state’s water resources, and to prohibit extreme well stimulation.

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

By Senator Brandes—

SB 110—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, external and internal audits, and other reports of a university’s or institution’s information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; defining the term “external audit”; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senators Brandes and Rodriguez—

SB 112—A bill to be entitled An act relating to flood hazard mitigation; creating s. 252.441, F.S.; authorizing the Division of Emergency Management of the Executive Office of the Governor to administer a matching grant program for local governments to implement flood hazard risk reduction policies and projects; requiring the division to rank applications for the program; specifying criteria for prioritizing applications; establishing limitations on administrative costs and grant awards; requiring the division to establish a monitoring system; providing for funding of administrative costs; providing for reversion and

reallocation of unexpended funds; authorizing the division to adopt rules; requiring the division to consult with the Department of Economic Opportunity in developing ranking criteria; amending s. 380.507, F.S.; revising the powers of the Florida Communities Trust to authorize the undertaking, coordination, and funding of flood mitigation projects; authorizing the trust to acquire and dispose of real and personal property to reduce flood hazards; amending s. 380.508, F.S.; prescribing guidelines for flood mitigation projects undertaken by the trust; amending s. 380.510, F.S.; conforming a cross-reference; revising requirements for agreements for a grant or loan for land acquisition; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 114—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; deleting the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state register such cosmetic biennially with the Department of Business and Professional Regulation; amending ss. 499.003, 499.041, and 499.051, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Hutson—

SJR 116—A joint resolution proposing an amendment to Section 8 of Article III of the State Constitution to require the transfer of the amount of a vetoed specific appropriation originating from the General Revenue Fund to the Budget Stabilization Fund, to specify that the amount transferred may not be used in calculating the Budget Stabilization Fund’s principal balance limitation, and to provide for the transfer of funds for vetoed specific appropriations that are reinstated.

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

By Senator Steube—

SB 118—A bill to be entitled An act relating to expunction of criminal history records; amending s. 943.0585, F.S.; revising the eligibility requirements for expunction of criminal history records to include instances in which a verdict of not guilty is rendered; requiring a person or entity, within a specified timeframe, to remove an expunged criminal history record under certain circumstances; authorizing a civil action for injunction under certain circumstances; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing applicability; providing criminal penalties; requiring a court to order the suspension of an Internet protocol (IP) address under certain circumstances; defining the term “conviction”; providing an effective date.

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

By Senators Hutson and Steube—

SB 120—A bill to be entitled An act relating to offenses by aliens unlawfully present in the United States; creating s. 775.0864, F.S.; requiring specified offenses to be reclassified if committed by such aliens; specifying the reclassification of these offenses; specifying the enhancement of the level of the ranking for purposes of sentencing and gain-time eligibility; amending s. 921.0022, F.S.; revising references to offense reclassification provisions to conform to changes made by the act; providing an effective date.

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

By Senator Steube—

SB 122—A bill to be entitled An act relating to sports franchise facilities; creating s. 288.11633, F.S.; prohibiting a sports franchise from constructing, reconstructing, renovating, or improving a facility on leased public land; requiring that a sale of public land for a sports franchise facility be at fair market value; defining the terms “facility” and “sports franchise”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Appropriations.

By Senator Steube—

SJR 124—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of a new section in Article XII of the State Constitution to authorize the Legislature to provide, by general law, ad valorem tax relief on homestead property to the parent or parents of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Steube—

SB 126—A bill to be entitled An act relating to public officers and employees; amending s. 112.3135, F.S.; authorizing an agency to promote or advance an employee who is a relative of a public official if certain conditions are met; providing an effective date.

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

By Senators Bradley, Simpson, Bean, and Baxley—

SB 128—A bill to be entitled An act relating to self-defense immunity; amending s. 776.032, F.S.; requiring that the burden of proof in a criminal prosecution be on the party seeking to overcome the immunity claim under certain circumstances; providing an effective date.

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

By Senators Artiles and Powell—

SJR 130—A joint resolution proposing an amendment to Section 1 of Article VIII and the creation of a new section in Article XII of the State Constitution to remove authority for a county charter to provide for choosing certain county officers in a manner other than election, prohibit a special law to provide for choosing a clerk of the circuit court in a manner other than election, authorize the abolition of any county office if its duties are transferred to another office by special law approved by county voters, and remove authority for a county charter to transfer certain duties of the clerk of the circuit court to another officer.

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

By Senators Artiles and Powell—

SJR 132—A joint resolution proposing an amendment to Section 1 of Article VIII and the creation of a new section in Article XII of the State Constitution to remove authority for a county charter to provide for choosing certain county officers in a manner other than election, prohibit a special law to provide for choosing a tax collector in a manner other than election, authorize the abolition of any county office if its duties are transferred to another office by special law approved by county voters, and remove authority for a county charter to transfer certain duties of the clerk of the circuit court to another officer.

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

By Senators Artiles and Powell—

SJR 134—A joint resolution proposing an amendment to Section 1 of Article VIII and the creation of a new section in Article XII of the State Constitution to remove authority for a county charter to provide for choosing certain county officers in a manner other than election, prohibit a special law to provide for choosing a sheriff in a manner other than election, authorize the abolition of any county office if its duties are transferred to another office by special law approved by county voters, and remove authority for a county charter to transfer certain duties of the clerk of the circuit court to another officer.

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

By Senators Artiles and Powell—

SJR 136—A joint resolution proposing an amendment to Section 1 of Article VIII and the creation of a new section in Article XII of the State Constitution to remove authority for a county charter to provide for choosing certain county officers in a manner other than election, prohibit a special law to provide for choosing a property appraiser in a manner other than election, authorize the abolition of any county office if its duties are transferred to another office by special law approved by county voters, and remove authority for a county charter to transfer certain duties of the clerk of the circuit court to another officer.

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

By Senators Artiles and Powell—

SJR 138—A joint resolution proposing an amendment to Section 1 of Article VIII and the creation of a new section in Article XII of the State Constitution to remove authority for a county charter to provide for choosing certain county officers in a manner other than election, prohibit a special law to provide for choosing a supervisor of elections in a manner other than election, authorize the abolition of any county office if its duties are transferred to another office by special law approved by county voters, and remove authority for a county charter to transfer certain duties of the clerk of the circuit court to another officer.

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

By Senator Steube—

SB 140—A bill to be entitled An act relating to openly carrying a handgun; amending s. 790.06, F.S.; authorizing a compliant licensee to openly carry a handgun; revising the list of specified locations into which a licensee may not openly carry a handgun or carry a concealed weapon or firearm; reenacting s. 790.053(1), F.S., relating to the open carrying of weapons, to incorporate the amendment made to s. 790.06, F.S., in a reference thereto; providing an effective date.

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

By Senator Farmer—

SB 142—A bill to be entitled An act relating to the safe storage of loaded firearms; amending s. 790.174, F.S.; making technical changes; revising the locations and circumstances in which a loaded firearm is required to be kept or secured with a trigger lock; deleting provisions relating to conditions for committing the crime of failing to safely store, leave, or secure a loaded firearm in a specified manner; reenacting s. 409.175(5)(f), F.S., relating to rules of the Department of Children and Families requiring the adoption of a form used by child-placing agencies; providing an effective date.

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

By Senators Garcia, Campbell, and Perry—

SB 144—A bill to be entitled An act relating to the use of wireless communications devices while driving; amending s. 316.305, F.S.; providing for primary enforcement of the Florida Ban on Texting While Driving Law for drivers age 18 or younger; requiring deposit of fines into the Emergency Medical Services Trust Fund; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Passidomo—

SB 146—A bill to be entitled An act relating to damages recoverable for the cost of medical or health care services; creating s. 768.755, F.S.; providing for the calculation of an award of damages for certain medical or health care services paid or owed by a claimant or a governmental or commercial insurance payor; providing that individual contracts between providers and licensed commercial insurers or licensed health maintenance organizations are not subject to discovery or disclosure and are not admissible into evidence in certain actions; providing that the amount of a lien or subrogation claim asserted by Medicaid, Medicare, or a payor regulated under the Florida Insurance Code for certain past medical expenses, in addition to the amount of copayments or deductibles payable by the claimant, is the maximum amount recoverable and admissible into evidence under certain circumstances; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Garcia—

SB 148—A bill to be entitled An act relating to students remaining on school grounds during school hours; providing a short title; amending s. 1001.43, F.S.; providing that a district school board may adopt policies for releasing students for the school lunch period; requiring schools in certain districts to obtain written parental consent before permitting students to leave school grounds during the lunch period; providing an effective date.

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

By Senators Steube, Baxley, Passidomo, and Artilles—

SB 150—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; requiring a mandatory minimum term of imprisonment for specified violations related to controlled substances which are committed in a dwelling; creating a criminal penalty for possession with intent to distribute a controlled substance under certain circumstances; amending s. 893.135, F.S.; creating the criminal penalty of “trafficking in fentanyl”; requiring mandatory minimum terms of imprisonment and fines for specified quantities of fentanyl; adding a minimum specified quantity of fentanyl to the crime of trafficking in illegal drugs; creating the criminal penalty of “trafficking in synthetic drugs”; requiring mandatory minimum terms of imprisonment and fines for specified quantities of certain controlled substances; amending s. 921.0022, F.S.; adding offenses relating to trafficking in LSD and synthetic drugs to the offense severity ranking chart; reenacting ss. 112.0455(8)(s), 397.451(4)(b), 435.07(2), 775.084(1)(a), 831.311(1), 893.138(3), 921.187(1)(l), F.S., relating to the Drug-Free Workplace Act, background checks of service provider personnel, exemptions from disqualification from employment, habitual felony offenders, counterfeit-resistant prescription blanks for controlled substances, abatement of a declared public nuisance, and alternatives to a state prison sentence, respectively, to incorporate the amendment made to s. 893.13, F.S., in references thereto; reenacting ss. 373.6055(3)(c), 397.451(6), 414.095(1), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3), and (4), 893.03(3)(c), 907.041(4)(c), 921.0024(1)(b), 943.0585, and 943.059, F.S., relating to criminal history checks for certain water management

district employees and others, disqualification from receiving state funds, determining eligibility for temporary cash assistance, minimum term of imprisonment for conviction of a felony or attempting to commit a felony, murder, Schedule III controlled substances, pretrial detention and release, Criminal Punishment Code worksheet computations, court-ordered expunction of criminal history records, and court-ordered sealing of criminal history records, respectively, to incorporate the amendment made to s. 893.135, F.S., in references thereto; reenacting ss. 772.12(2), 810.02(3), 812.014(2)(c), 893.1351(1) and (2), and 903.133, F.S., relating to the Drug Dealer Liability Act; burglary; theft; owning, leasing, renting, or possessing for trafficking in or manufacturing a controlled substance; and the prohibition of bail on appeal for certain felony convictions, respectively, to incorporate the amendments made to ss. 893.13 and 893.135, F.S., in references thereto; providing an effective date.

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

By Senator Garcia—

SB 152—A bill to be entitled An act relating to small business financial assistance; creating s. 295.231, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Veterans' Affairs; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; prescribing minimum criteria for such agreements; requiring the corporation to notify the appropriate regional small business development center of a small business' participation; providing for termination of the program; authorizing the department to adopt rules; providing an appropriation; providing effective dates.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Thurston and Garcia—

SB 154—A bill to be entitled An act relating to autism awareness training for law enforcement officers; creating s. 943.1727, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to autism spectrum disorder; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

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

By Senator Brandes—

SB 156—A bill to be entitled An act relating to motor vehicle insurance; providing for future repeal of ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which compose the Florida Motor Vehicle No-Fault Law, ss. 15 and 16 of chapter 2012-197, Laws of Florida, which require the Office of Insurance Regulation to contract for a study and perform a data call relating to certain changes made to the no-fault law, and s. 627.7407, F.S., relating to application of the no-fault law; authorizing insurers to provide for termination of motor vehicle insurance policies issued or renewed on or after a specified date as a result of the repeal of sections by this act; amending s. 318.18, F.S.; deleting a provision that provides for dismissal of a certain traffic violation under certain circumstances; amending s. 320.27, F.S.; deleting a requirement for specified personal injury protection coverage for a motor vehicle dealer license applicant; conforming a provision to changes made by the act; amending s. 320.771, F.S.; deleting a requirement for specified personal injury protection coverage for a recreational vehicle dealer li-

cense applicant; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle”; deleting a provision relating to the limits of liability on commercial motor vehicles; amending s. 324.032, F.S.; removing certain owners or lessees of for-hire passenger transportation vehicles from a financial responsibility provision; amending s. 324.171, F.S.; deleting a requirement for personal injury protection coverage on a certain self-insurance certificate; amending s. 400.9905, F.S.; revising the definition of the term “clinic” to delete a requirement related to the reporting of certain information relating to personal injury protection coverage on an application for a certain exemption, to delete a provision authorizing denial or revocation of such an exemption on certain grounds, and to delete a provision relating to reimbursement under the no-fault law; amending s. 400.991, F.S.; revising an insurance fraud notice to conform to amendments made to s. 626.989, F.S., by the act; amending s. 456.057, F.S.; deleting certain persons or entities practicing under the no-fault law from a list of persons or entities excluded from certain patient records provisions; amending s. 456.072, F.S.; deleting certain grounds for discipline relating to actions under the no-fault law; amending s. 626.9541, F.S.; deleting a certain practice under the no-fault law from a list of unfair claim settlement practices; deleting a provision authorizing the Office of Insurance Regulation to order the insurer to pay restitution for such practice; conforming a provision to changes made by the act; amending s. 626.989, F.S.; revising the actions that constitute commission of a fraudulent insurance act; amending s. 627.727, F.S.; deleting an exception from an exclusion from legal liability of an uninsured motorist coverage insurer for certain tort damages; conforming a provision to changes made by the act; amending s. 627.7275, F.S.; requiring certain motor vehicle insurance policies to provide certain property damage liability and bodily injury liability coverage, rather than only such policies providing personal injury protection; revising certain coverage that insurers must make available subject to certain conditions; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; excluding premium financing by certain insurance agents or insurance companies from certain prohibitions; deleting a requirement for the Financial Services Commission to adopt certain rules; conforming a provision to changes made by the act; amending s. 628.909, F.S.; revising applicability to remove provisions of the no-fault law under certain circumstances; amending s. 817.234, F.S.; expanding the scope of certain criminal acts related to false and fraudulent insurance claims by removing limitations to such acts under the no-fault law; revising sanctions for a licensed health care practitioner who is found guilty of insurance fraud for a certain act; amending ss. 316.646, 320.02, 320.0609, 322.251, 322.34, 324.0221, 409.901, 409.910, 627.06501, 627.0652, 627.0653, 627.4132, 627.7263, 627.728, 627.7295, 627.915, 705.184, and 713.78, F.S.; deleting references to certain requirements, benefits, and other provisions under the no-fault law; conforming provisions to changes made by the act; making technical changes; providing effective dates.

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

By Senators Latvala, Artiles, Campbell, and Young—

SB 158—A bill to be entitled An act relating to firefighters; creating s. 112.1816, F.S.; defining the term “firefighter”; establishing a presumption as to a firefighter’s condition or impairment of health caused by certain types of cancer he or she contracts in the line of duty; specifying criteria a firefighter must meet to be entitled to the presumption; requiring an employing agency to provide a physical examination for a firefighter; specifying circumstances under which the presumption does not apply; providing for applicability; requiring the Legislature to review specified cancer research programs by a certain date; providing for an employer contribution rate increase to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rodriguez—

SB 160—A bill to be entitled An act relating to the minimum wage; amending s. 448.110, F.S.; revising the formula for the adjusted state minimum wage; providing an effective date.

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

By Senator Rodriguez—

SB 162—A bill to be entitled An act relating to disposable plastic bags; creating s. 403.70325, F.S.; defining the term “coastal community”; authorizing certain municipalities to establish pilot programs to regulate or ban disposable plastic bags; providing program criteria; providing for expiration of a certain required ordinance; directing participating municipalities to collect data and submit reports to the municipal governing bodies and the Department of Environmental Protection; republishing s. 403.7033, F.S.; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Commerce and Tourism; and Rules.

By Senators Grimsley and Baxley—

SB 164—A bill to be entitled An act relating to certificates of title for motor vehicles; amending s. 319.32, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from charging a fee for a certificate of title issued for a motor vehicle solely to remove a deceased joint owner if the other joint owner is the surviving spouse; providing an effective date.

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

By Senators Steube, Brandes, and Hutson—

SB 166—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.221, F.S.; providing that the ownership, management, operation, or control of up to three vendor’s licenses for the sale of alcoholic beverages by a certified Florida Craft Distillery is not prohibited under specified laws; requiring the Division of Alcoholic Beverages and Tobacco to issue permits to certified Florida Craft Distilleries to conduct certain tastings and sales; requiring such distilleries to pay entry fees and have a representative present during certain events; authorizing the transfer of wine and distilled spirits to vendors by specified wineries and distilleries under certain circumstances; requiring the division to approve certain storage areas; requiring wineries and distilleries to report all such transfers to the division and to include them in monthly excise tax payments; amending s. 565.03, F.S.; redefining the term “craft distillery”; providing license fees for craft distilleries; specifying authorized products for sale by craft distilleries; providing limitations on retail sales by craft distilleries to consumers; authorizing craft distilleries to transfer distilled spirits under certain conditions; requiring the division to approve certain storage areas; requiring distilleries to report all such transfers to the division and to include them in monthly excise tax payments; deleting certain prohibitions on the transfer of a distillery license and affiliated ownership; authorizing craft distilleries to apply for a sales room location under certain circumstances; amending s. 565.17, F.S.; authorizing craft distilleries to conduct tastings under certain circumstances; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Latvala—

SB 168—A bill to be entitled An act relating to career development for officers and firefighters; amending s. 110.2035, F.S.; requiring state agencies to establish a career development plan for certain purposes;

specifying circumstances under which salary increases must be awarded to officers and firefighters; prescribing duties to state agencies with respect to plan implementation; specifying eligibility criteria; restricting the number of officers and firefighters who may qualify for each level; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Braynon—

SB 170—A bill to be entitled An act relating to prohibited places for weapons and firearms; amending s. 790.06, F.S.; revising the locations where a licensee is prohibited from openly carrying a handgun or carrying a concealed weapon or firearm; providing an effective date.

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

By Senator Passidomo—

SB 172—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

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

By Senator Artiles—

SB 174—A bill to be entitled An act relating to the Enterprise Information Technology Services Management Act; amending s. 282.0041, F.S.; revising definitions; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the Agency for State Technology in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing certain service-level agreements entered into by the state data center to be extended for a specified duration; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement within a service-level agreement to provide a certain termination notice to the Agency for State Technology; requiring the state data center to plan, design, and conduct certain testing if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; reenacting s. 943.0415(2) and (3), F.S., relating to the Cybercrime Office within the Department of Law Enforcement, to incorporate the amendment made to s. 282.0041, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Passidomo, Hutson, Stewart, Garcia, Rodriguez, Benacquisto, and Campbell—

SB 176—A bill to be entitled An act relating to a sales and use tax exemption for feminine hygiene products; amending s. 212.08, F.S.; exempting the sale of feminine hygiene products from the sales and use tax; defining the term “feminine hygiene product”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Artiles, Brandes, Mayfield, and Campbell—

SB 178—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (87), F.S., relating to the definitions of “local hearing officer” and “traffic infraction detector”; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to a required notification; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.545, 316.613, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S., relating to distribution of proceeds, definitions, unlawful weight and loads, child restraint requirements, enforcement by traffic infraction enforcement officers using such detectors, procedures for disposition of citations, preemption of additional fees or surcharges, a procedural exception for certain traffic infractions, amount of penalties, registration and renewal of license plates, points assessed for certain violations, and the definition of the term “access area,” to conform provisions to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

SB 180—A bill to be entitled An act relating to traffic infraction detectors; amending s. 316.0083, F.S.; decreasing the penalty to be assessed and collected by the department, county, or municipality if a traffic infraction detector is used to enforce specified violations when a driver failed to stop at a traffic signal; allowing a person to elect to attend a certain course instead of paying the penalty for a first violation; providing for distribution of the penalty under certain circumstances; conforming provisions to changes made by the act; amending s. 318.15, F.S.; prohibiting the suspension of a person's driver license and privilege to drive or the withholding of the license plate or revalidation sticker for failure to pay certain penalties under certain circumstances; amending s. 318.18, F.S.; decreasing a penalty if a traffic infraction detector is used to enforce specified violations when a driver failed to stop at a traffic signal; allowing a person to elect to attend a certain course instead of paying the penalty for a first violation; providing for distribution of the penalty under certain circumstances; amending s. 318.21, F.S.; providing for distribution of a specified fine imposed using a traffic infraction detector; amending s. 322.27, F.S.; prohibiting points from being imposed for the first occurrence of specified violations when a driver failed to stop at a traffic signal if a traffic infraction detector is used to enforce such violations; providing an effective date.

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

By Senator Mayfield—

SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting changes to a health insurance policy pre-

scription drug formulary during a policy year; providing applicability and construction; amending s. 627.6699, F.S.; requiring small employer carriers to provide continuity of care for certain patients with respect to prescription drug coverage; amending s. 641.31, F.S.; limiting changes to a health maintenance contract prescription drug formulary during a contract year; providing applicability and construction; providing an effective date.

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

By Senator Rodriguez—

SB 184—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a taxpayer identification number or other specified identification number for certain applicants for a driver license; authorizing additional specified documents that are issued by foreign governments to satisfy proof-of-identity requirements; providing that a driver license or temporary permit issued based on specified documents is valid for a specified period; amending s. 322.12, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from waiving certain tests for applicants who provide proof of identity using specified foreign documents; amending s. 322.14, F.S.; requiring the department to mark licenses to indicate compliance with the REAL ID Act of 2005 under specified circumstances; amending ss. 322.17, 322.18, and 322.19, F.S.; prohibiting a licensee from obtaining a duplicate or replacement instruction permit or driver license, renewing a driver license, or changing his or her name or address, except in person and upon submission of specified identification documents under certain circumstances; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

SB 186—A bill to be entitled An act relating to postsecondary educational institutions; amending s. 1005.04, F.S.; requiring certain institutions to provide each student a specified disclosure statement; requiring the Commission for Independent Education to develop the disclosure statement; creating s. 1005.11, F.S.; requiring the commission to annually prepare an accountability report by a specified date; requiring licensed institutions to annually provide certain data to the commission by a specified date; requiring the commission to establish a common set of data definitions; authorizing administrative fines for an institution that fails to timely submit the data; requiring the commission to establish certain benchmarks by rule; amending s. 1005.21, F.S.; revising the commission membership; limiting the terms of commission members; amending s. 1005.22, F.S.; requiring the commission to approve an annual budget; providing for the review of certain complaints concerning institutions or programs which are not closed within a specified time; authorizing the commission, under certain circumstances, to prohibit the enrollment of new students, or limit the number of students in a program at a licensed institution; amending s. 1005.31, F.S.; revising the commission's evaluation standards for licensure of an institution; requiring certain institutions to post a surety bond or similar financial security for specified purposes; requiring the commission to adopt rules; requiring the commission to examine an application for licensure and take certain actions within a specified period; amending s. 1005.32, F.S.; revising the minimum criteria for an independent postsecondary educational institution to apply for a license by accreditation; deleting a provision authorizing certain institutions to apply for licensure by means of accreditation; requiring certain institutions to file a retention and completion management plan; amending s. 1005.36, F.S.; revising the criminal penalty for the unlawful closure of certain institutions; requiring the commission to create a Closed Institution Panel by a specified date; providing membership and duties of the panel; amending s. 1005.37, F.S.; requiring the commission to annually determine fees to support the Student Protection Fund; providing that fees may not be collected under certain circumstances; amending s. 1005.39, F.S.; requiring the commission to determine whether certain personnel of licensed institutions are qualified and to require certain personnel to complete continuing education and training; requiring the commission to annually verify that certain per-

sonnel have completed certain training by a specified date; authorizing the provision of continuing education by licensed institutions under certain circumstances; requiring that certain evidence be included in initial or renewal application forms provided by the commission; amending ss. 1011.81 and 1011.905, F.S.; requiring that Florida College System institution performance funding for industry certifications and State University System institution performance funding take into consideration an institution's federal student loan cohort default rate; providing an effective date.

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

By Senator Steube—

SB 188—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; providing that local laws, ordinances, and regulations adopted after a certain date may not restrict the use of, prohibit, or regulate vacation rentals based solely on their classification, use, or occupancy; providing an effective date.

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

By Senator Artiles—

SB 190—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; redefining the term “low-voltage alarm system project”; defining the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

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

By Senators Powell and Rouson—

SB 192—A bill to be entitled An act relating to juvenile justice; amending s. 985.557, F.S.; revising the circumstances under which a state attorney may file an information when a child of a certain age range commits or attempts to commit specified crimes; deleting a requirement that a state attorney file an information under certain circumstances; prohibiting the transfer of a child to adult court under certain circumstances based on the child's competency; requiring the Department of Juvenile Justice to collect specified data under certain circumstances; requiring the department to provide an annual report to the Legislature; amending s. 985.56, F.S.; prohibiting the transfer of a child to adult court under certain circumstances based on the child's competency; amending s. 985.565, F.S.; providing specified sanctions to which a juvenile may be sentenced; prohibiting a sentence from exceeding the maximum term that an adult may serve for the same offense; revising the criteria to be used in determining whether to impose juvenile or adult sanctions; requiring the adult court to enter an order including specific findings of fact and the reasons for its decision; authorizing the court to consider certain reports that may assist it; providing for the examination of the reports by certain parties; revising how a child may be sanctioned under certain circumstances; removing a provision that requires a court to impose adult sanctions under certain circumstances; requiring the court to explain the basis for imposing adult sanctions; revising when juvenile sanctions may be imposed; providing criteria for blended sanctions; amending s. 985.556, F.S.; conforming a cross-reference; reenacting ss. 985.15(1) and 985.265(5), F.S., relating to filing decisions and detention transfer and release, education, and adult jails, respectively, to incorporate the amendment made to s. 985.557, F.S., in references thereto; reenacting ss. 985.514(3) and 985.56(3) and (4)(a), F.S., relating to responsibility for cost of care and fees and indictment of a juvenile, respectively, to incorporate the amendment made to s. 985.565, F.S., in references thereto; reenacting s. 985.556(3) and (5)(a), F.S., relating to waiver of juvenile court jurisdiction and hearings, to incorporate the amendments made to ss. 985.557 and 985.565, F.S., in references thereto; providing an effective date.

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

By Senators Gibson and Stewart—

SCR 194—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

By Senators Flores, Bracy, Garcia, and Baxley—

SB 196—A bill to be entitled An act relating to juvenile civil citation and similar diversion programs; amending s. 985.12, F.S.; requiring the establishment of civil citation or similar diversion programs for juveniles; providing definitions; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes 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.

By Senators Stewart and Rodriguez—

SB 198—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to make appointments to the commission within a certain time frame; allowing for provisional membership under certain circumstances; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the commission to receive a certain vote total for approval or modification; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Ethics and Elections; and Rules.

By Senators Passidomo and Torres—

SB 200—A bill to be entitled An act relating to the temporary respite care of a child; creating s. 409.1761, F.S.; defining terms; authorizing certain organizations to establish programs for the purpose of assisting parents and legal guardians in providing temporary respite care for a child; restricting care to specified children; providing that placement of a child in temporary respite care does not, in the absence of evidence to the contrary, constitute abuse, neglect, or abandonment or placement in foster care; authorizing the Department of Children and Families to refer children to such programs under certain circumstances; providing requirements for an organization to register with a qualified association; requiring collection and retention of specified information; providing an exemption from specified licensure requirements under certain circumstances; requiring notification of specified information to the department; providing applicability; requiring background screening of specified persons; providing exceptions; requiring parents or legal guardians to enter into a contract for care as a condition of participation in the program; providing requirements for such contracts; requiring a separate authorization for certain care; providing an effective date.

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

By Senator Brandes—

SB 202—A bill to be entitled An act relating to court records; amending s. 119.0714, F.S.; providing an exemption from liability for the inadvertent release of certain information by the clerk of court; deleting obsolete language; providing an effective date.

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

By Senator Passidomo—

SB 204—A bill to be entitled An act relating to actions founded on real property improvements; amending s. 95.11, F.S.; specifying when a contract has been completed between a professional engineer, registered architect, or licensed contractor and his or her employer; providing an effective date.

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

By Senator Passidomo—

SB 206—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excepting electronic wills from revocation provisions; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; providing a statement of legislative intent and purpose; creating s. 732.524, F.S.; specifying requirements that must be satisfied in the preparation and execution of electronic wills; providing the extent to which electronic wills are subject to other statutory requirements relating to execution of a will; creating s. 732.525, F.S.; providing that electronic wills may be made self-proved at the time of execution; providing requirements for self-proof of electronic wills; requiring a qualified custodian to store an electronic will in an electronic record; creating s. 732.526, F.S.; specifying the circumstances under which a person is deemed to be in the presence of another; providing requirements for certain documents to be deemed executed in this state; creating s. 732.527, F.S.; authorizing an electronic will that is properly executed in this or another state, or a certified paper original of such properly executed electronic will, to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic wills or certified paper originals; providing that a certified paper original of a self-proved electronic will is presumed to be valid; creating s. 732.528, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to, information concerning, or the certified paper original of the electronic will only to specified persons; authorizing a qualified custodian to destroy an electronic record subject to specified conditions; providing for cessation of service of a qualified custodian; requiring that a qualified custodian who elects to cease serving in such capacity provide written notice to the testator; requiring a qualified custodian to deliver certain documents to specified persons when he or she ceases to serve in such capacity; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; creating s. 732.529, F.S.; providing that a certified paper original must be delivered to specified persons with an affidavit of the qualified custodian or the persons who discovered the electronic will and reduced it to paper; providing requirements for such affidavits; providing an effective date.

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

By Senators Passidomo and Mayfield—

SB 208—A bill to be entitled An act relating to surplus lines insurance; amending s. 626.916, F.S.; revising conditions for the export eligibility of commercial lines residential coverage; providing an effective date.

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

By Senator Passidomo—

SB 210—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians and the spouses and children thereof; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Steube—

SB 212—A bill to be entitled An act relating to animal hoarding; amending s. 828.02, F.S.; defining the term “animal hoarding”; amending s. 828.12, F.S.; prohibiting animal hoarding; providing penalties and remedies for animal hoarding; providing an effective date.

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

By Senator Steube—

SB 214—A bill to be entitled An act relating to the Division of Historical Resources; amending s. 267.031, F.S.; revising provisions governing the division’s responsibilities in issuing permits for survey, excavation, and salvage activities on state-owned lands or on state-owned sovereignty submerged lands; repealing s. 267.0625, F.S., relating to the abrogation of offensive and derogatory geographic place names; repealing s. 267.115(9), F.S., relating to the division’s authorization to implement a program for administering finds of artifacts from state-owned river bottoms; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rodriguez—

SB 216—A bill to be entitled An act relating to economic incentive programs; amending s. 20.055, F.S.; redefining terms; amending s. 288.075, F.S.; providing that certain information disclosed in a specified manner is no longer confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution and requiring such information to be published as specified; amending s. 288.076, F.S.; requiring the Department of Economic Opportunity to contract with an independent third party to verify compliance with economic development incentive requirements; requiring the department to publish results of the independent third party review within a specified period; amending s. 288.9015, F.S.; requiring a two-thirds vote for certain contracts executed by Enterprise Florida, Inc.; amending s. 288.904, F.S.; reducing state operational funding to Enterprise Florida, Inc., under certain circumstances; amending s. 288.905, F.S.; requiring a person appointed president of the board of directors of Enterprise Florida, Inc., to be confirmed by the Senate; providing requirements for incentive payments made to employees of Enterprise Florida, Inc.; providing an effective date.

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

By Senator Thurston—

SB 218—A bill to be entitled An act relating to cable and video service agreements; amending s. 610.108, F.S.; providing a definition; requiring a service agreement to specify in the agreement whether such agreement will be automatically renewed under specified circumstances; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Commerce and Tourism; and Rules.

By Senator Latvala—

SB 220—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; defining “complementary or alternative and integrative therapies,” “physical examination,” “veterinary dentistry,” and “veterinary telemedicine”; revising the definitions of “veterinarian/

client/patient relationship,” and “veterinary medicine”; amending s. 474.2165, F.S.; conforming terminology; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Steube—

SB 222—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; providing legislative intent regarding recovery care centers; amending s. 395.002, F.S.; revising and defining terms; amending s. 395.003, F.S.; including recovery care centers as facilities licensed under ch. 395, F.S.; creating s. 395.0171, F.S.; providing admission criteria for a recovery care center; requiring emergency care, transfer, and discharge protocols; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.1055, F.S.; authorizing the agency to establish separate standards for the care and treatment of patients in recovery care centers; providing for rule-making that includes establishing certain minimum standards for recovery care 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, 409.975, and 627.64194, F.S.; conforming cross-references; providing an effective date.

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

By Senator Artilles—

SB 224—A bill to be entitled An act relating to the Florida Election Code; amending s. 101.051, F.S.; specifying the manner in which a person providing assistance to an elector in casting a ballot must read the ballot’s contents; increasing penalties for unlawfully providing assistance to an elector, or soliciting to provide assistance to an elector; providing a penalty for giving anything of value in an effort to provide assistance to an elector; amending s. 101.131, F.S.; specifying requirements with respect to the layout of a polling room or early voting area; prohibiting an election official from obstructing a poll watcher under certain circumstances; adding elected officials to the list of persons prohibited from being designated as poll watchers; amending s. 102.031, F.S.; revising the circumstances under which the no-solicitation zone surrounding a polling place, early voting site, or supervisor of election’s office exists; providing a penalty for unlawfully soliciting a voter; deleting an obsolete term; providing a penalty for unlawfully photographing in a polling room or early voting area; providing an effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; and Rules.

By Senator Artilles—

SB 226—A bill to be entitled An act relating to property taxes; amending s. 95.18, F.S.; providing that a possessor of real property for 7 years must pay all delinquent taxes prior to claiming adverse possession; amending s. 192.0105, F.S.; conforming a cross-reference; amending s. 193.122, F.S.; revising the time period that certain appeals of property assessments may be made; amending ss. 193.155, 193.703, 196.011, 196.075, and 196.161, F.S.; providing criteria under which a property appraiser may waive unpaid penalties and interest for improper nonpayment or reduction payment of ad valorem taxes by certain property owners claiming a homestead exemption; amending s. 194.011, F.S.; providing that certain unit owners must opt in, rather than opt out, of a certain joint petition before the value adjustment board; providing circumstances and timeframes under which a person may file a petition late to a value adjustment board; defining the term “good cause”; amending s. 194.032, F.S.; specifying situations under which the term “good cause” does not apply in rescheduling a hearing before a value adjustment board; amending s. 194.035, F.S.; specifying the circumstances under which a special magistrate’s appraisal may not

be submitted as evidence to a value adjustment board; amending s. 194.036, F.S.; specifying how an assessment limitation must be corrected in situations where a property appraiser appeals the decision of the value adjustment board; amending s. 194.171, F.S.; specifying the timeframe under which counterclaims of certain appeals of tax assessments may be made; amending s. 196.183, F.S.; revising a provision authorizing a property appraiser to exempt certain tangible personal property from ad valorem taxation without filing an initial return; amending s. 197.3632, F.S.; providing requirements for a local government's mailed notice of certain public hearings in lieu of publishing the notice in a newspaper; amending s. 200.069, F.S.; requiring property appraisers to include only certain statements in certain mailed notices; providing an effective date.

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

By Senator Brandes—

SB 228—A bill to be entitled An act relating to physician orders for life-sustaining treatment; creating s. 401.451, F.S.; establishing the Physician Orders for Life-Sustaining Treatment (POLST) Program within the Department of Health; defining terms; providing duties of the department; providing requirements for POLST forms; providing a restriction on the use of POLST forms; requiring periodic review of POLST forms; providing for the revocation of POLST forms; authorizing expedited judicial intervention under certain circumstances; specifying which document controls when directives in POLST forms conflict with other advance directives; providing limited immunity for legal representatives and specified health care providers acting in good faith in reliance on POLST forms; imposing additional requirements on POLST forms executed on behalf of minor patients under certain circumstances; requiring review of POLST forms upon the transfers of patients; prohibiting POLST forms from being required as a condition for treatment or admission to health care facilities; providing that execution of POLST forms does not affect, impair, or modify certain insurance contracts; providing for the invalidity of POLST forms executed in return for payment or other remuneration; providing construction; creating s. 408.064, F.S.; defining terms; requiring the Agency for Health Care Administration to establish and maintain a database of compassionate and palliative care plans by a specified date; providing duties of the agency; authorizing the agency to subscribe to or participate in a public or private clearinghouse in lieu of establishing and maintaining an independent database; amending ss. 400.142 and 400.487, F.S.; authorizing specified personnel to withhold or withdraw cardiopulmonary resuscitation if a patient has a POLST form that contains an order not to resuscitate; providing immunity from criminal prosecution or civil liability to such personnel for such actions; providing that the absence of a POLST form does not preclude physicians from withholding or withdrawing cardiopulmonary resuscitation; amending s. 400.605, F.S.; requiring the Department of Elderly Affairs, in consultation with the agency, to adopt by rule procedures for the implementation of POLST forms in hospice care; amending s. 400.6095, F.S.; authorizing hospice care teams to withhold or withdraw cardiopulmonary resuscitation if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to hospice staff for such actions; providing that the absence of a POLST form does not preclude physicians from withholding or withdrawing cardiopulmonary resuscitation; amending s. 401.35, F.S.; requiring the Department of Health to establish circumstances and procedures for honoring certain POLST forms; amending s. 401.45, F.S.; authorizing emergency medical transportation providers to withhold or withdraw cardiopulmonary resuscitation or other medical interventions if presented with POLST forms that contain an order not to resuscitate; amending s. 429.255, F.S.; authorizing assisted living facility personnel to withhold or withdraw cardiopulmonary resuscitation if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to facility staff and facilities for such actions; providing that the absence of a POLST form does not preclude physicians from withholding or withdrawing cardiopulmonary resuscitation; amending s. 429.73, F.S.; requiring the Department of Elderly Affairs to adopt rules for the implementation of POLST forms in adult family-care homes; authorizing providers of such homes to withhold or withdraw cardiopulmonary resuscitation if presented with POLST forms that contain an order not to resuscitate; providing immunity from criminal prosecution or civil liability to pro-

viders for such actions; amending s. 456.072, F.S.; authorizing certain licensees to withhold or withdraw cardiopulmonary resuscitation or the use of an external defibrillator if presented with orders not to resuscitate or POLST forms that contain an order not to resuscitate; requiring the Department of Health to adopt rules providing for the implementation of such orders; providing immunity from criminal prosecution or civil liability to licensees for withholding or withdrawing cardiopulmonary resuscitation or the use of an automated defibrillator or for carrying out specified orders under certain circumstances; amending s. 765.205, F.S.; requiring health care surrogates to provide written consent for POLST forms under certain circumstances; providing an effective date.

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

By Senator Artilles—

SB 230—A bill to be entitled An act relating to nonnative animals; amending s. 379.231, F.S.; directing the Fish and Wildlife Conservation Commission, in consultation with the Department of Environmental Protection, to establish a pilot program for the eradication of specific species; providing legislative findings; providing goals for the pilot program; requiring the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; requiring the commission to submit a report to the Governor and the Legislature by a specified date; providing an appropriation for the implementation of the pilot program; providing an effective date.

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

By Senator Grimsley—

SB 232—A bill to be entitled An act relating to health care facilities; amending s. 395.003, F.S.; requiring that, as a condition of initial licensure and license renewal, ambulatory surgical centers provide at least the same amount of services to Medicare and Medicaid patients and patients who qualify for charity care as certain other licensed providers; requiring ambulatory surgical centers to report certain data; defining a term for purposes of a subsection; requiring ambulatory surgical centers to comply with certain building and lifesafety codes in certain circumstances; amending s. 395.6025, F.S.; revising the circumstances under which statutory rural hospitals and operators of rural hospitals are not required to obtain a certificate of need for the construction of a replacement rural hospital; providing an effective date.

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

By Senators Bradley, Bean, Gibson, Hutson, and Stewart—

SB 234—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

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

By Senator Lee—

SB 236—A bill to be entitled An act relating to sports development; repealing s. 288.11625, F.S., relating to state funding for sports facility development by a unit of local government, or by a certified beneficiary or other applicant, on property owned by the local government; amending ss. 212.20, 218.64, and 288.0001, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rader—

SB 238—A bill to be entitled An act relating to instructional personnel salaries; creating s. 1012.052, F.S.; providing a short title; requiring the Legislature to fund the Florida Education Finance Program at a level that ensures a guaranteed minimum annual starting salary for instructional personnel; specifying a statewide minimum salary for all instructional personnel for the 2017-2018 fiscal year; requiring the Department of Education to annually adjust the statewide minimum annual starting salary; providing requirements for calculating such adjustment; requiring district school boards to adjust the minimum annual starting salary determined by the department by applying the district cost differentials; providing that such adjustment may not reduce districts' minimum annual starting salaries below the statewide minimum annual starting salary; providing an effective date.

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

By Senator Lee—

SB 240—A bill to be entitled An act relating to direct primary care; creating s. 624.27, F.S.; defining terms; specifying that a direct primary care agreement does not constitute insurance and is not subject to ch. 636, F.S., relating to prepaid limited health service organizations and discount medical plan organizations, or any other chapter of the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to ch. 636, F.S., or any other chapter of the code; providing that certain certificates of authority and licenses are not required to market, sell, or offer to sell a direct primary care agreement; specifying requirements for direct primary care agreements; providing an effective date.

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

By Senator Rouson—

SB 242—A bill to be entitled An act relating to presidential elections; establishing the Agreement Among the States to Elect the President by National Popular Vote; defining terms; providing a method by which any state may become a member state; requiring a statewide popular election for President and Vice President of the United States; establishing a procedure for appointing presidential electors in member states; providing that the agreement becomes effective upon the occurrence of specified actions; providing for the withdrawal of a member state; specifying circumstances under which certain notification be provided to a member state; providing for severability; providing an effective date.

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

By Senators Clemens and Powell—

SB 244—A bill to be entitled An act relating to criminal history records in applications for public employment and admission to public postsecondary educational institutions; creating s. 760.105, F.S.; prohibiting a public employer from inquiring into or considering an applicant's criminal history on an initial employment application unless required to do so by law; creating s. 1007.36, F.S.; prohibiting public postsecondary educational institutions from inquiring into or considering the criminal history of an applicant seeking admission; providing an effective date.

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

By Senator Garcia—

SB 246—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; revising the circumstances under which a court must assess and award the reasonable costs of enforcement against an agency in a civil action to enforce ch. 119, F.S.; prohibiting a court from assessing and awarding the reasonable costs of enforcement against an agency if certain conditions exist; specifying circumstances under which a complainant is not required to provide certain written notice of a public records request; providing an effective date.

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

By Senators Broxson and Passidomo—

SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of certain nonsworn investigative personnel of the Office of Financial Regulation and the names and personal identifying and location information of the spouses and children of such personnel; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Artilles—

SB 250—A bill to be entitled An act relating to high-occupancy toll lanes and express lanes; amending s. 338.166, F.S.; specifying that the Department of Transportation may only collect tolls on high-occupancy toll lanes or express lanes for the discharge of certain bond indebtedness on a project existing before a specified date; requiring that the tolls be eliminated after discharge of the project's bond indebtedness; prohibiting the creation of high-occupancy toll lanes or express lanes on or after a specified date; requiring existing lanes to no longer be high-occupancy toll lanes or express lanes upon elimination of their tolls; providing an effective date.

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

By Senators Book and Passidomo—

SB 252—A bill to be entitled An act relating to a tax exemption for personal hygiene products; amending s. 212.08, F.S.; exempting from the sales and use tax the sale of diapers and baby wipes; defining the terms "diaper" and "baby wipe"; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Stewart and Farmer—

SB 254—A bill to be entitled An act relating to gun safety; creating s. 790.30, F.S.; providing definitions; prohibiting the sale or transfer of an assault weapon or large capacity ammunition magazine; providing exceptions; providing criminal penalties; prohibiting possession of an assault weapon or large-capacity magazine; providing exceptions; providing criminal penalties; requiring certificates of possession for assault weapons or large capacity ammunition magazines lawfully possessed before a specified date; limiting transfers of assault weapons or large capacity ammunition magazines represented by such certificates; providing conditions for continued possession of such weapons or large capacity ammunition magazines; requiring certificates of transfer for transfers of assault weapons or large capacity magazines; providing for relinquishment of assault weapons or large capacity magazines; providing requirements for transportation of assault weapons or large capacity magazines; providing criminal penalties; specifying circumstances in which the manufacture or transportation of assault weapons or large capacity magazines is not prohibited; exempting permanently

inoperable firearms from provisions; amending s. 775.087, F.S.; providing enhanced criminal penalties for certain offenses when committed with an assault weapon or large capacity magazine; providing an effective date.

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

By Senators Steube and Galvano—

SB 256—A bill to be entitled An act relating to the Florida Center for the Partnerships for Arts Integrated Teaching; amending s. 1004.344, F.S.; abrogating the scheduled expiration of the center; providing an effective date.

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

By Senator Hutson—

SB 258—A bill to be entitled An act relating to education; amending s. 1011.62, F.S.; authorizing a maximum bonus of \$3,000 for Advanced International Certificate of Education teachers under certain circumstances; providing an effective date.

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

By Senator Steube—

SB 260—A bill to be entitled An act relating to threats to kill or do bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do bodily injury in a writing or other record and transmitting that threat in any manner; deleting requirements that a threat be sent to a specific recipient to be prohibited; providing a penalty; providing an effective date.

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

By Senator Steube—

SB 262—A bill to be entitled An act relating to health insurance; amending s. 641.19, F.S.; revising definitions; amending s. 641.51, F.S.; deleting a provision that provides that health maintenance organizations are not vicariously liable for certain medical negligence except under certain circumstances; amending s. 641.3917, F.S.; authorizing specified persons to bring a civil action against a health maintenance organization for certain violations; providing for construction; specifying a health maintenance organization's liability for such violations; repealing s. 768.0981, F.S., relating to a limitation on actions against insurers, prepaid limited health service organizations, health maintenance organizations, or prepaid health clinics; providing applicability; providing an effective date.

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

By Senator Artiles—

SB 264—A bill to be entitled An act relating to self-storage; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a self-storage facility owner is not required to have a license to post property for online sale; providing limits for the maximum valuation of property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; requiring a facility or unit owner to verify specified information before selling a motor vehicle or watercraft by public auction; requiring specified notice to lienholders and owners of motor vehicles or watercraft subject to a lien; amending s. 83.808, F.S.; authorizing an owner to impose and collect a late fee from a tenant under

certain circumstances; specifying that late fees in a specified amount are deemed reasonable and do not constitute a penalty; authorizing an owner to charge the tenant certain reasonable expenses incurred in rent collection or lien enforcement; providing an effective date.

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

By Senator Book—

SB 266—A bill to be entitled An act relating to skateboard and scooter regulations; providing a short title; creating s. 316.2066, F.S.; requiring a child under 16 years of age to wear a helmet while riding a skateboard, scooter, or other similar foot-propelled wheeled vehicle; providing helmet requirements and standards; authorizing a law enforcement officer or school crossing guard to issue a safety brochure and a verbal warning to a child under a certain age for a specified violation; authorizing the issuance of a citation by a law enforcement officer to the child and the assessment of a certain fine for a specified violation; requiring the court to dismiss the charge against the child under certain circumstances; prohibiting a person riding a skateboard, scooter, or other similar foot-propelled wheeled vehicle from attaching the same or himself or herself to any vehicle upon a roadway; prohibiting a parent or guardian from authorizing or knowingly permitting a child to violate certain provisions; providing a noncriminal traffic infraction for a specified violation; prohibiting a person from knowingly renting or leasing a skateboard, scooter, or other similar foot-propelled wheeled vehicle to be ridden by a child unless specified requirements are met; providing a nonmoving violation for a specified violation; authorizing the court to waive, reduce, or suspend payment of certain fines and to impose any other conditions on the waiver, reduction, or suspension; authorizing the court to require the performance of community service or attendance at a safety seminar under certain circumstances; providing for the disposition of fines; providing for construction; amending s. 318.18, F.S.; conforming provisions to changes made by this act; providing an effective date.

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

By Senator Rouson—

SB 268—A bill to be entitled An act relating to housing discrimination; amending s. 760.07, F.S.; removing housing discrimination as a cause of action for certain relief and damages stemming from violations of the Florida Civil Rights Act of 1992; amending s. 760.34, F.S.; revising the conditions under which an aggrieved person may commence a civil action in any appropriate court against a specified respondent to enforce specified rights; providing that the aggrieved person does not need to take specified actions before bringing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, a civil action to commence within 2 years after an alleged discriminatory housing practice; authorizing an aggrieved person to commence a civil action regardless of whether a specified complaint has been filed and regardless of the status of any such complaint; prohibiting an aggrieved person from filing a specified action in certain circumstances; providing an exception; prohibiting an aggrieved person from commencing a specified civil action if an administrative law judge has commenced a hearing on the record on the allegation; providing an effective date.

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

By Senator Thurston—

SJR 270—A joint resolution proposing an amendment to Section 8 of Article IV of the State Constitution, relating to restoration of civil rights, to authorize the Legislature to prescribe additional circumstances under which certain fines and forfeitures may be suspended or remitted, reprieves may be granted, civil rights may be restored, and punishments may be commuted.

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

By Senator Hutson—

SB 272—A bill to be entitled An act relating to ad valorem taxation; creating s. 193.1553, F.S.; providing definitions; requiring a property appraiser to reduce the assessed value of a residential property damaged or destroyed by a natural disaster under certain conditions; providing application requirements for a property owner seeking such a reduction; requiring a property appraiser who determines a property is eligible for a reduction to submit a written statement to the tax collector and specifying the contents thereof; providing duties of the tax collector relating to a reduction in taxes; requiring the tax collector to notify the Department of Revenue and the board of county commissioners of the total reduction in taxes; providing for construction; providing retroactive applicability and procedures; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Thurston—

SB 274—A bill to be entitled An act relating to the STEM Teacher Loan Forgiveness Program; creating s. 1009.641, F.S.; creating the STEM Teacher Loan Forgiveness Program; requiring the Department of Education to administer the program; providing for the funding of the program; specifying candidate eligibility and the use of program funds; authorizing the department to recover administrative costs of the program; providing for rulemaking; providing an effective date.

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

By Senator Bracy—

SB 276—A bill to be entitled An act relating to a state work opportunity tax credit; amending s. 220.02, F.S.; revising legislative intent relating to the application of certain corporate income tax credits; creating s. 220.1893, F.S.; providing an additional credit against the corporate income tax, beginning on a specified date and under certain circumstances, for businesses hiring certain persons convicted of a felony; providing requirements and limitations; requiring the Department of Revenue and the Department of Economic Opportunity to adopt rules and establish certain guidelines; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Steube—

SB 278—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; requiring local government discretionary sales surtax referenda to be held on the date of a general election; providing an effective date.

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

By Senators Bracy and Bradley—

SB 280—A bill to be entitled An act relating to sentencing for capital felonies; amending ss. 921.141 and 921.142, F.S.; requiring jury unanimity rather than a certain number of jurors for a sentencing recommendation of death; reenacting ss. 775.082(1)(a), 782.04(1)(b), and 794.011(2)(a), F.S., relating to the punishment for a conviction of a capital felony, procedures for determining a sentence of death or life imprisonment, and sexual battery, respectively, to incorporate the amendment made to s. 921.141, F.S., in references thereto; reenacting s. 893.135(1)(b), (c), (d), (e), (f), (g), (h), (i), (j), (k), and (l), F.S., relating to the punishments for capital drug trafficking felonies, to incorporate the amendment made to s. 921.142, F.S., in references thereto; providing an effective date.

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

By Senator Artiles—

SB 282—A bill to be entitled An act relating to towing and storage fees; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties and municipalities from enacting certain ordinances or rules to impose a fee or charge on wrecker operators or vehicle storage companies; providing exceptions; providing an effective date.

—was referred to the Committees on Community Affairs; Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Baxley—

SB 284—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Ronald Reagan license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

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

By Senators Steube, Farmer, and Book—

SB 286—A bill to be entitled An act relating to human trafficking education in schools; amending s. 1003.42, F.S.; revising the required health education in public schools to include information regarding the dangers and signs of human trafficking; authorizing a student to opt out of a specified portion of the health education under certain circumstances; providing an effective date.

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

By Senators Thurston and Campbell—

SB 288—A bill to be entitled An act for the relief of the Justice-2-Jesus Charitable Trust; providing an appropriation to compensate the trust for injuries and damages sustained as a result of the negligence and inaction of state government; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rouson—

SB 290—A bill to be entitled An act relating to criminal justice; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term “possession of a controlled substance”; authorizing a defendant to move the sentencing court to depart from a mandatory minimum prison sentence and a mandatory fine if the offense is committed on or after a specified date; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; defining the term “coercion”; providing applicability; creating s. 921.00215, F.S.; providing legislative findings; creating the Sentencing Commission within the Supreme Court; providing for commission membership and terms of office; providing that commission membership does not disqualify a member from holding any other public office or from being employed by a public entity; authorizing reimbursement for per diem and travel expenses; requiring the Office of the State Courts Administrator to act as staff for the commission; requiring the commission to meet annually or upon the call of

the chair for specified purposes; requiring the Department of Corrections to perform specified duties upon request of the commission; requiring the commission to annually, by a specified date, make recommendations to the Governor, the justices of the Supreme Court, and the Legislature; amending s. 921.00241, F.S.; revising the circumstances under which an offender may be sentenced to a nonstate prison sanction; authorizing a nonstate prison sanction under a prison diversion program for certain offenders who commit a nonviolent felony of the second degree on or after a specified date; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to s. 948.01, F.S., in references thereto; providing an effective date.

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

By Senator Bracy—

SB 292—A bill to be entitled An act relating to motor vehicle warranties; amending s. 501.975, F.S.; defining terms; creating s. 501.977, F.S.; requiring licensed new car dealers to provide purchasers with a specified motor vehicle warranty notice; providing an effective date.

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

By Senator Bracy—

SB 294—A bill to be entitled An act relating to condominium, cooperative, and homeowners' associations; amending ss. 718.111, 719.104, and 720.303, F.S.; requiring associations to meet specified financial reporting requirements if they fail to provide unit owners or members with requested financial information; providing that associations that fail to provide such information may not exercise a specified reporting option for a specified period; deleting exemptions for certain associations from specified reporting requirements; providing an effective date.

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

By Senator Bracy—

SB 296—A bill to be entitled An act relating to statements made by a criminal defendant; amending s. 90.803, F.S.; requiring that hearsay statements made during certain custodial interrogations comply with specified requirements in order to be admissible; defining terms; describing circumstances in which an oral, written, or sign-language statement made by an interrogee during a custodial interrogation is presumed inadmissible as evidence against such person unless certain requirements are met; describing circumstances in which the prosecution may rebut such presumption; describing circumstances in which law enforcement officers may have had good cause not to electronically record all or part of an interrogation; defining the term "good cause"; providing for the admissibility of certain statements of an interrogee when made in certain proceedings or when obtained by federal officers or officers from other jurisdictions; requiring the preservation of electronic recordings; providing that admissibility is not precluded for cer-

tain statements of an interrogee; amending s. 90.804, F.S.; specifying requirements that must be met for a hearsay statement against interest made during certain custodial interrogations to be admissible when the declarant is unavailable; providing a finding of important state interest; specifying the purpose of the act; providing an effective date.

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

By Senator Rouson—

SB 298—A bill to be entitled An act for the relief of Reginald Jackson by the City of Lakeland; providing an appropriation to compensate Reginald Jackson for injuries and damages sustained as a result of the negligence of Mike Cochran, a police officer for the Lakeland Police Department; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Torres—

SB 300—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of Orange County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senators Brandes, Rouson, and Young—

SB 302—A bill to be entitled An act relating to penalties and fees; amending s. 27.52, F.S.; adding a financial information requirement for a certain application form; amending s. 28.246, F.S.; revising requirements relating to the payment of court-related fines or other monetary penalties, fees, charges, and costs; authorizing, rather than requiring, a clerk of court to pursue collection of certain fees, charges, fines, costs, or liens under certain circumstances; requiring a clerk of court to solicit competitive bids from collection agencies or private attorneys for certain services, subject to certain requirements; prohibiting the clerk from assessing a certain surcharge; prohibiting the collection agency or private attorney from imposing certain additional fees or surcharges; amending s. 316.650, F.S.; requiring traffic citation forms to include certain language relating to payment of a penalty; amending s. 318.15, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay a penalty if the person demonstrates to the court, when specified, that he or she is unable to pay such penalty; requiring the person to provide documentation meeting certain requirements to the appropriate clerk of court in order to be considered unable to pay; amending s. 318.18, F.S.; requiring a court to inquire at the time a certain civil penalty is ordered whether the person is able to pay it; amending s. 322.055, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons convicted of certain drug offenses; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; amending s. 322.056, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain drug offenses; deleting a provision authorizing a court to direct the department to issue a license for certain restricted driving privileges under certain circumstances; deleting requirements relating to the revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain alcohol or tobacco offenses; repealing s. 322.057, F.S., relating to discretionary revocation or suspension of a driver license for certain persons who provide alcohol to persons under a specified age; amending s. 322.09, F.S.; deleting a provision prohibiting the issuance of a driver license or learner's driver license under certain

circumstances; repealing s. 322.091, F.S., relating to attendance requirements for driving privileges; amending s. 322.245, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay a penalty if the person demonstrates to the court, when specified, that he or she is unable to pay such penalty; providing applicability; requiring the person to provide documentation meeting certain requirements to the appropriate clerk of court in order to be considered unable to pay; repealing s. 322.251(7), F.S., relating to notice of suspension or revocation of driving privileges, reasons for reinstatement of such driving privileges, and certain electronic access to identify a person who is the subject of an outstanding warrant or *capias* for passing worthless bank checks; amending s. 322.271, F.S.; providing that a person whose driver license or privilege to drive has been suspended may have his or her driver license or driving privilege reinstated on a restricted basis under certain circumstances; providing the period of validity of such restricted license; amending s. 322.34, F.S.; revising the underlying violations resulting in driver license or driving privilege cancellation, suspension, or revocation for which specified penalties apply; amending s. 562.11, F.S.; revising penalties for selling, giving, serving, or permitting to be served alcoholic beverages to a person under a specified age or permitting such person to consume such beverages on licensed premises; conforming provisions to changes made by the act; repealing s. 562.111(3), F.S., relating to withholding issuance of, or suspending or revoking, a driver license or driving privilege for possession of alcoholic beverages by persons under a specified age; amending s. 569.11, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase tobacco products; authorizing, rather than requiring, the court to direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 790.22, F.S.; revising penalties relating to suspending, revoking, or withholding issuance of driver licenses or driving privileges for minors under a specified age who possess firearms under certain circumstances; deleting provisions relating to penalties for certain offenses involving the use or possession of a firearm by a minor under a specified age; amending s. 806.13, F.S.; deleting provisions relating to certain penalties for criminal mischief by a minor; repealing s. 812.0155, F.S., relating to suspension of a driver license following an adjudication of guilt for theft; repealing s. 832.09, F.S., relating to suspension of a driver license after warrant or *capias* is issued in worthless check cases; amending s. 877.112, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase any nicotine product or nicotine dispensing device; authorizing, rather than requiring, the court to direct the department to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 938.30, F.S.; authorizing a judge to convert certain statutory financial obligations into court-ordered obligations to perform community service by reliance upon specified information under certain circumstances; amending s. 1003.27, F.S.; deleting provisions relating to procedures and penalties for nonenrollment and nonattendance cases; amending ss. 318.14, 322.05, 322.27, and 1003.01, F.S.; conforming provisions to changes made by the act; providing applicability; providing an effective date.

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

By Senator Thurston—

SB 304—A bill to be entitled An act for the relief of Dustin Reinhardt by the Palm Beach County School Board; providing for an appropriation and annuity to compensate him for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Clemens—

SB 306—A bill to be entitled An act relating to ethics; amending s. 112.3143, F.S.; deleting the definition of the term “special private gain or loss”; prohibiting a public officer from voting on a matter that would inure to any gain or loss, rather than a special private gain or loss, of the officer, or a principal, relative, or business associate of the officer; providing an exception to the abstention requirement under certain circumstances; prohibiting an appointed public officer from participating in any matter that would inure to any gain or loss, rather than a special private gain or loss, of the officer, or a principal, relative, or business associate of the officer, without certain disclosure; amending ss. 155.40, 310.151, 553.77, and 627.351, F.S.; revising terminology to conform to the deletion of the term “special private gain or loss”; providing an effective date.

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

SB 308—Withdrawn prior to introduction.

By Senator Rodriguez—

SB 310—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Baxley—

SB 312—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring state, county, municipal, or other law enforcement agencies that conduct lineups to follow specified procedures; requiring eyewitnesses to sign an acknowledgment that they have received the instructions about the lineup procedures from the law enforcement agency; requiring lineup administrators to document the refusal of an eyewitness to acknowledge such receipt; specifying remedies for failing to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and provide training programs on how to conduct lineups; providing an effective date.

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

By Senator Farmer—

SB 314—A bill to be entitled An act for the relief of Jerry Cunningham by Broward County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of Broward County; providing that the appropriation settles all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Rules.

By Senator Rodriguez—

SB 316—A bill to be entitled An act for the relief of Vonshelle Brothers, individually, and as the natural parent and legal guardian of Iyonna Hughey; providing an appropriation to compensate her and her daughter for injuries and damages sustained as a result of the alleged negligence of the Brevard County Health Department, an agency of the

Department of Health; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged negligent acts; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Passidomo—

SB 318—A bill to be entitled An act relating to covenants and restrictions of property owners’ associations; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.05, F.S.; revising the interests and rights protected by filing for record within a specified timeframe; authorizing a property owners’ association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners’ association to file certain notices; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; providing recording requirements for an association; providing a document form for recording by an association to preserve certain covenants or restrictions; providing that failure to file one or more notices does not affect the validity or enforceability of a covenant or restriction or alter the time before extinguishment under certain circumstances; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Steube—

SB 320—A bill to be entitled An act relating to dogs in vehicles; creating s. 316.2003, F.S.; requiring a person transporting a dog in the open bed of a pickup truck or an open area of any vehicle or trailer to keep the dog within certain secured containers or securely tether the dog; providing that violations are punishable as noncriminal traffic infractions; providing exceptions; preempting to the state the regulation of the transportation of dogs in motor vehicles; declaring void any existing or future ordinances or rules adopted by a county, municipality, or other local governmental entity; requiring the court to declare invalid any ordinance or rule adopted by counties, municipalities, or other local governmental entities in violation of this preemption and to issue a permanent injunction against them prohibiting them from enforcing such ordinances or rules; providing an effective date.

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

By Senator Steube—

SB 322—A bill to be entitled An act relating to public records and public meetings; reenacting s. 255.065(15), F.S., which provides exemptions from public records and public meetings requirements for unsolicited proposals received by a responsible public entity, unsolicited proposals discussed in a portion of a meeting of such an entity, and the recording of, and any records generated during, a closed meeting; expanding the exemptions to incorporate the amendment made to the definition of the term “responsible public entity” in s. 255.065, F.S., by

SB ___; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Steube—

SB 324—A bill to be entitled An act relating to fireworks; repealing ss. 791.013 and 791.015, F.S., relating to the testing and approval of sparklers and the registration of manufacturers, distributors, wholesalers, and retailers of sparklers, respectively; repealing s. 791.02, F.S., relating to the sale and use of fireworks; repealing s. 791.03, F.S., relating to the bond of licensees; amending ss. 791.01, 791.012, and 791.04, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Steube—

SB 326—A bill to be entitled An act relating to alternative treatment options for veterans; creating s. 295.156, F.S.; providing definitions; authorizing the Department of Veterans’ Affairs to contract with certain individuals and entities to provide alternative treatment options for certain veterans; requiring direction and supervision by certain licensed providers; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 328—A bill to be entitled An act relating to the regulation of nursing; amending s. 464.012, F.S.; removing an obsolete qualification no longer sufficient to satisfy certain certification requirements; amending chapter 2016-139, Laws of Florida; removing an obsolete qualification no longer sufficient to satisfy certain certification requirements from an act with a future effective date; amending s. 464.013, F.S.; requiring certain continuing education courses to be approved by the Board of Nursing; removing a requirement that certain continuing education courses be offered by specified entities; amending s. 464.019, F.S.; authorizing the board to conduct certain on-site evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specific preparatory course; clarifying circumstances when programs in probationary status must be terminated; providing that accredited and nonaccredited nursing education programs must disclose probationary status; requiring notification of probationary status to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time; authorizing the board to adopt certain rules; requiring accredited programs to meet program accountability requirements and requirements to provide notification of probationary status; removing requirements that the Office of Program Policy Analysis and Government Accountability perform certain tasks; requiring the Florida Center for Nursing to make an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and the Legislature; removing the requirement that the Office of Program Policy Analysis and Government Accountability perform specified duties under certain circumstances; requiring the termination of a program under certain circumstances; providing effective dates.

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

By Senator Steube—

SB 330—A bill to be entitled An act relating to local business taxes; amending ss. 205.032 and 205.042, F.S.; prohibiting the governing

bodies of counties and municipalities, respectively, from levying a local business tax that was not adopted before a specified date; limiting the amount of the tax; making conforming changes; amending s. 205.033, F.S.; deleting certain provisions that, for counties, limit the rate of the tax and authorize increases of the tax; revising the maximum limits of certain transfer fees; revising applicability of provisions apportioning revenues from the tax; deleting certain provisions authorizing the levying of an additional business tax; amending s. 205.043, F.S.; deleting certain provisions that, for municipalities, limit the rate of the tax and authorize increases of the tax; revising the maximum limits of certain transfer fees; amending ss. 205.0535 and 205.054, F.S.; conforming provisions to changes made by the act; creating s. 205.055, F.S.; providing an exemption from the business tax, subject to certain conditions, to specified veterans, spouses of veterans and active servicemembers, and low-income individuals; repealing s. 205.171, F.S., relating to exemptions allowed disabled veterans of any war or their unremarried spouses; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Steube—

SB 332—A bill to be entitled An act relating to public-private partnerships; amending s. 255.065, F.S.; defining the terms “information technology” and “state agency”; revising the definition of the term “responsible public entity”; revising legislative findings to recognize the public need of pursuing information technology projects through the establishment of public-private partnerships; providing an effective date.

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

By Senator Steube—

SB 334—A bill to be entitled An act relating to prejudgment interest; creating s. 55.035, F.S.; requiring a court to include interest in a final judgment in an action from which a plaintiff recovers economic or noneconomic damages; specifying the dates from which interest accrues; requiring a court to include interest on attorney fees and costs in the final judgment, if recovered; specifying the rate at which interest accrues; providing for applicability; providing an effective date.

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

By Senators Hutson and Book—

SB 336—A bill to be entitled An act relating to household movers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending s. 507.10, F.S.; providing a penalty; providing an effective date.

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

By Senator Rader—

SJR 338—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to delete a provision authorizing laws that regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship.

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

By Senators Brandes, Galvano, Simpson, Artiles, Young, and Bracy—

SB 340—A bill to be entitled An act relating to transportation network companies; creating s. 316.68, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC’s digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; providing retroactive applicability; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing construction; providing an effective date.

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

By Senator Steube—

SB 342—A bill to be entitled An act relating to public records; creating s. 390.305, F.S.; providing an exemption from public records requirements for physician abortion reports filed with the Department of Health; providing exceptions; providing retroactive application; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Steube—

SB 344—A bill to be entitled An act relating to regional counsels; amending s. 27.511, F.S.; clarifying the procedure for the nomination and appointment of regional counsels; specifying the number of candidates that must be nominated when a current regional counsel does not apply for reappointment; providing an effective date.

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

By Senator Stargel—

SB 346—A bill to be entitled An act relating to fictitious names; amending s. 865.09, F.S.; defining the term “registrant”; revising filing requirements for registration of a fictitious name; specifying who is considered the registrant in a general partnership under certain circumstances; requiring certain persons to register a fictitious name under certain circumstances within a specified time; requiring a person to file a cancellation for a fictitious name registration within a specified time under certain circumstances; authorizing the reregistration of a fictitious name after the transfer of a business under certain circumstances; providing requirements for such reregistration; clarifying the length of time that the initial registration of a fictitious name is valid; providing requirements for renewal; prohibiting renewal of a fictitious name under certain circumstances; exempting limited liability companies from specified registration requirements under certain circumstances; revising penalty provisions for noncompliance to include a prohibition of certain actions, suits, or proceedings; revising processing fees to include registration with or without a change of ownership; adding words and abbreviations that may not be contained in a fictitious name, under certain circumstances; conforming provisions to changes made by the act; making technical changes; providing an effective date.

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

By Senator Steube—

SB 348—A bill to be entitled An act relating to the termination of pregnancy; creating s. 390.301, F.S.; providing a short title; defining terms; prohibiting the attempted or actual performance or induction of an abortion in certain circumstances; providing a parameter to be used in determining the applicability of the prohibition; requiring a physician to make a specified determination before performing or inducing or attempting to perform or induce an abortion; requiring that, except in the case of a medical emergency, the physician performing or inducing an abortion determine the probable postfertilization age of the unborn child; providing parameters for making the determination; requiring a physician to use an abortion method that provides the best opportunity for the unborn child to survive the abortion in specified circumstances; requiring certain physicians to report specified information to the Department of Health containing specified data each time the physician performs or attempts to perform an abortion; prohibiting the reports from including information that would identify the woman whose pregnancy was terminated; requiring the reports to include a unique medical record identification number; requiring the department to publish a summary of data from the physician reports on an annual basis; providing penalties for failure to timely submit physician reports; providing for disciplinary action; requiring the department to adopt rules; providing criminal penalties and civil and criminal remedies; providing for the awarding of attorney fees; requiring a court to rule on the need for the protection, in certain civil and criminal proceedings or actions, of the privacy of a woman on whom an abortion is performed or induced or on whom an abortion is attempted to be performed or induced; requiring that certain actions be brought under a pseudonym; creating a special revenue account to pay for certain costs and expenses incurred by the state in defending the act; providing for funding and retention of interest; providing construction; providing an effective date.

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

By Senator Clemens—

SB 350—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to implement, administer, maintain, and revise a basic abilities examination by a specified date; requiring the commission to establish specified procedures and standards; amending s. 943.17, F.S.; requiring the commission to set a fee for the basic abilities examination; requiring a nonrefundable fee for each examination attempt; requiring that examination fees be deposited in the Criminal Justice Standards and Training Trust Fund; providing a condition for when the examination fee takes effect; reenacting s. 943.173(3), F.S., relating to examinations,

administration, and materials not being public records, to incorporate the amendment made to s. 943.17, F.S., in a reference thereto; reenacting and amending s. 943.25(2), F.S., relating to criminal justice trust funds; conforming a provision to changes 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.

By Senator Hutson—

SB 352—A bill to be entitled An act relating to legislative redistricting and congressional reapportionment; creating s. 97.029, F.S.; requiring a court to provide for an expedited hearing and ruling in a challenge to state legislative or congressional district boundaries; providing that candidate qualifying, nomination, and election for certain offices must proceed using current district boundaries if revisions to districts are not made as of a certain date; specifying public oversight procedures that a court is encouraged to follow when drafting a remedial redistricting plan; providing for construction; providing an effective date.

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

By Senator Garcia—

SB 354—A bill to be entitled An act relating to construction materials mining activities; amending s. 373.41492, F.S.; revising the requirement that a portion of the proceeds from the Miami-Dade County Lake Belt Mitigation Plan water treatment plant upgrade fee be used to fund a study reviewing mining activities and claims relating to such activities; amending s. 552.30, F.S.; revising the authority of the State Fire Marshal to adopt standards, limits, and regulations for mining activities; revising the requirements for a study reviewing mining activities and claims relating to such activities; restricting the statewide ground vibration limits for mining activities; authorizing the Chief Financial Officer to direct the State Fire Marshal to modify statewide ground vibration limits; providing an effective date.

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

By Senator Mayfield—

SB 356—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Support Our Constitution license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Support Our Constitution license plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senator Garcia—

SB 358—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.461, F.S.; authorizing the Department of Children and Families to approve receiving systems for behavioral health care; making technical changes; requiring the department to approve specified facilities as receiving systems under certain circumstances; authorizing the department to adopt rules for the approval and the suspension or withdrawal of approval of receiving systems; amending s. 394.879, F.S.; deleting an obsolete provision requiring a report by the department and the Agency for Health Care Administration; amending s. 394.9082, F.S.; revising the reporting requirements of the acute care services utilization database; requiring the department to post certain data on its website; amending s. 397.6955, F.S.; specifying that certain court hearings must be scheduled within 5 court working days unless a continuance is granted; providing an effective date.

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

By Senator Stargel—

SB 360—A bill to be entitled An act relating to a middle school study; requiring the Department of Education to conduct a comprehensive study of states with nationally recognized high-performing middle schools in reading and mathematics; requiring a report to the Governor, the State Board of Education, and the Legislature by a specified time; providing for expiration; providing an effective date.

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

By Senator Brandes—

SB 362—A bill to be entitled An act relating to the Agency for State Technology; amending s. 20.61, F.S.; establishing within the agency a chief data officer position and the Geographic Information Office; amending s. 282.0051, F.S.; adding specified powers, duties, and functions of the agency; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Gainer, Broxson, and Montford—

SB 364—A bill to be entitled An act relating to the Recovery Fund for the Deepwater Horizon incident; amending s. 288.8012, F.S.; defining the term “settlement agreement”; amending s. 288.8013, F.S.; revising the funding source of the principal of the Recovery Fund for the Deepwater Horizon incident; requiring that certain funds be transferred to the Recovery Fund within a specified timeframe; providing an effective date.

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

By Senators Gibson, Farmer, Powell, and Bracy—

SB 366—A bill to be entitled An act relating to nonpartisan elections for state attorneys and public defenders; amending s. 99.061, F.S.; revising provisions governing candidate qualifying to conform with the redesignation of the offices of state attorney and public defender as nonpartisan offices; amending s. 100.111, F.S.; removing the requirement that a state political party chair provide certain notification in the event of a vacancy in nomination for the office of state attorney or public defender, to conform; amending s. 101.151, F.S.; revising specifications for ballot layout to conform with the redesignation of the offices of state attorney and public defender as nonpartisan offices; amending s. 105.031, F.S.; revising provisions governing candidate qualifying for nonpartisan offices to include candidates for the offices of state attorney and public defender; amending s. 105.035, F.S.; adding candidates for the offices of state attorney and public defender to the list of candidates who may qualify for election by a specified petition process, in lieu of a qualifying fee; amending s. 105.041, F.S.; requiring that the listing of candidates on a ballot for the offices of state attorney and public defender identify the applicable judicial circuit; requiring that space be made available on the general election ballot if a write-in candidate has qualified to run for the office of state attorney or public defender; amending s. 105.051, F.S.; prohibiting the name of an unopposed candidate for the office of state attorney or public defender from appearing on any ballot; amending s. 105.061, F.S.; specifying that a qualified elector of a judicial circuit is eligible to vote for a candidate for the office of state attorney or public defender of that circuit; amending s. 105.08, F.S.; specifying applicability of campaign financing and reporting requirements to candidates for the office of state attorney or public defender; amending s. 105.09, F.S.; prohibiting a political party or partisan political organization from endorsing, supporting, or assisting any

candidate in a campaign for election to the office of state attorney or public defender; providing a penalty; providing an effective date.

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

By Senator Montford—

SB 368—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Stargel—

SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide specified unpaid leave to an employee engaged in a Civil Air Patrol mission or training; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a member of the Florida Wing of the Civil Air Patrol because of his or her absence by reason of Civil Air Patrol service or training; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a member of the Florida Wing of the Civil Air Patrol who returns to work after completion of a Civil Air Patrol mission or training; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Stargel—

SB 372—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; authorizing reproductions from certain files or digital records maintained by the Department of Highway Safety and Motor Vehicles to be made and issued to the Department of Economic Opportunity pursuant to an interagency agreement for specified purposes; providing an effective date.

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

By Senators Hukill, Galvano, and Simpson—

SB 374—A bill to be entitled An act relating to postsecondary education; providing a short title; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the State Board of Community Colleges by a specified date; requiring the State Board of Community Colleges to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges and assigning and housing it for administrative purposes, only, within the department; providing the personnel for the state board; providing the powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to

oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the State Board of Community Colleges, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt provisions relating to the Florida Community College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida Community College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt certain powers and duties related to the Florida Community College System; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida Community College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department's duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain types of courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the board to coordinate with the State Board of Education; amending ss. 1001.61, 1001.64, 1001.65, 1001.66, and 1001.67, F.S.; conforming provisions to changes made by the act; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified career centers or charter technical career centers from offering certain courses and programs; requiring the State Board of Education to adopt rules; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the State Board of Community Colleges; requiring the State Board of Community Colleges, in addition to other entities, to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending ss. 1004.67, 1004.70, and 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges, instead of the State Board of Education, to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing

accountability for career education for the State Board of Community Colleges; revising the department's accountability for career education; requiring the State Board of Education and the State Board of Community Colleges to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2 +2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, 1007.265, and 1007.27, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring the termination of a baccalaureate degree program under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions under certain circumstances; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; removing provisions requiring the department to maintain a listing of certain skills associated with the system of educational accountability; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintaining of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System

institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System board of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges for legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; requiring the Board of Governors and the State Board of Community Colleges to submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision and Information; providing effective dates.

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

By Senator Simmons—

SB 376—A bill to be entitled An act relating to charter school funding; amending s. 1011.71, F.S.; authorizing school boards to levy specified amounts for charter schools; amending s. 1013.62, F.S.; providing that charter school capital outlay funding consists of shared local capital outlay and state funding as provided in the General Appropriations Act; providing that a virtual charter school is not eligible for a funding allocation; providing legislative intent; prohibiting a charter school from being eligible for a funding allocation under certain circumstances; defining the term “affiliated party of the charter school”; specifying the grouping of eligible charter schools for funding allocations; providing the shared local capital outlay allocation calculation and the state allocation calculation; requiring the Department of Education to make the calculations; requiring each school district to distribute the shared local capital outlay funds within a specified timeframe; specifying where capital outlay funds may be used; providing an effective date.

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

By Senator Flores—

SB 378—A bill to be entitled An act relating to taxation; amending s. 202.12, F.S.; revising the tax rates on the sales of certain communications services and direct-to-home satellite services; amending s. 202.12001, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 202.18, F.S.; revising the allocation of proceeds from the communications services tax on direct-to-home satellite services; amending s. 203.001, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 212.20, F.S.; revising the distribution of proceeds from certain sales and use taxes and communications services taxes to specified trust funds; specifying requirements and procedures for a communications services dealer that is unable to implement the reduction in communications services tax rates by a specified date; providing construction; providing applicability; authorizing the executive director of the Department of Revenue to adopt emergency rules; providing an expiration date; amending s. 624.509, F.S.; deleting the credit against the insurance premium tax which is based on the amount paid in salaries to certain employees within this state; conforming provisions to changes made by the act; amending ss. 624.5091 and 624.51055, F.S.; conforming provisions to changes made by the act; providing applicability; providing effective dates.

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

By Senator Mayfield—

SB 380—A bill to be entitled An act relating to unsafe tires; creating s. 501.977, F.S.; prohibiting the installation, for compensation, of certain automobile or light truck tires; specifying what constitutes an unsafe used tire; providing that violations of the act are deceptive and unfair trade practices; providing an effective date.

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

By Senator Gibson—

SB 382—A bill to be entitled An act relating to judicial accountability; creating s. 38.24, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to collect specified information and prepare a report on the sentences imposed by each circuit judge and county judge in criminal and juvenile cases; requiring that the first report provide information for a specified period and that subsequent reports provide information for the previous calendar year; requiring the office to post the report annually by a specified date to its website; requiring disqualification of a judge from a case involving a member of a certain demographic group for which there is evidence of disparity in sentencing by that judge with regard to that demographic group; requiring the office to annually provide the report to the Chief Justice, the Governor, and specified members of the Legislature by a specified date; requiring the office to annually send each judge an individual report; providing an effective date.

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

By Senator Passidomo—

SB 384—A bill to be entitled An act relating to medical malpractice; creating s. 766.1181, F.S.; specifying how to calculate damages in certain personal injury or wrongful death actions; prohibiting admission of specified information relating to costs of medical or health care as evidence in such actions; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senators Mayfield and Gainer—

SB 386—A bill to be entitled An act relating to high-speed passenger rail; creating s. 341.601, F.S.; providing a short title; creating s. 341.602, F.S.; providing definitions; creating s. 341.603, F.S.; providing legislative intent; creating s. 341.604, F.S.; providing applicability; creating s. 341.605, F.S.; providing powers and duties of the Florida Department of Transportation; authorizing the department to regulate railroads where not federally preempted; authorizing the department to collect information from relevant parties; requiring the department to keep certain records; requiring the department to offer certain response training for accidents involving passengers or hazardous materials under certain circumstances; requiring the department to adopt rules; creating s. 341.606, F.S.; providing reporting requirements for certain railroad companies; requiring the department to publish certain information on its website; requiring the department, in coordination with the Federal Railroad Administration and other entities as necessary, to develop certain rules; specifying that reporting requirements are for informational purposes only and not to be used to economically regulate the railroad company; creating s. 341.607, F.S.; providing minimum safety standards for high-speed passenger rail; requiring certain railroad companies to comply with certain federal laws and regulations; providing safety technology requirements for certain railroad companies; specifying that such railroad companies may be subject to civil or criminal penalties for an incident caused by the use of an unapproved safety technology; providing certain requirements for railroad companies before operating a high-speed passenger rail system; creating s. 341.608, F.S.; requiring construction, maintenance, and repair of certain infrastructure by certain railroad companies; specifying requirements for certain roadbed modifications; requiring certain contractual agreements to adhere to the department's requisition and procurement procedures; providing for construction; creating s. 341.609, F.S.; requiring the department's railroad inspectors, in accordance with a specified program, to meet certain certification requirements and to coordinate their activities with those of federal inspectors in the state in compliance with certain federal regulations; requiring the inspectors to report the results of their inspections, subject to certain requirements; requiring the reports to be made available on the department's website; creating s. 341.611, F.S.; requiring the department to adopt rules that identify standards for conducting field surveys of certain rail corridors; providing requirements for the field survey; requiring the department to hold certain public meetings; requiring certain railroad companies to construct and maintain fences under certain circumstances; providing fencing requirements; requiring a railroad company to be liable for all damages arising from its failure to construct or maintain the fence under certain circumstances; creating s. 341.612, F.S.; requiring a railroad company operating a high-speed passenger rail system to be solely responsible for all rail corridor improvements or upgrades relating to its operation and safety; prohibiting a local government or the state from being responsible for certain costs unless it expressly consents in writing; creating s. 341.613, F.S.; providing administrative fines for certain violations, subject to certain requirements; providing certain factors to consider in determining the amount of the fine to be imposed; requiring all fines collected to be deposited into the State Transportation Trust Fund; creating s. 341.614, F.S.; authorizing certain suits to be brought in any court of this state having jurisdiction; providing for attorney fees and costs; creating s. 341.615, F.S.; authorizing local governments to enact ordinances regulating the speed limits of railroad traffic under certain circumstances; providing an effective date.

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

By Senator Hutson—

SB 388—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; prohibiting the possession or use by certain licensees of specified wine or fortified wine coupons; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing an effective date.

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

By Senator Hutson—

SB 390—A bill to be entitled An act relating to reimbursement of certain taxes; providing definitions; authorizing partial reimbursement of ad valorem taxes paid on homestead properties that are rendered uninhabitable from damage inflicted by a hurricane during 2016; requiring that application for such reimbursement be made with the property appraiser by a specified date; providing application requirements; requiring that the property owner provide documentation that the property was uninhabitable; requiring each property appraiser to determine an owner's entitlement to reimbursement and the reimbursement amount using a specified formula; limiting the reimbursement amount; authorizing an owner to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; requiring the department to determine the total reimbursement payments and to disburse checks from a specified trust fund; prohibiting knowingly and willingly giving false information for the purpose of claiming reimbursement; providing a criminal penalty; requiring that undeliverable reimbursement checks be forwarded to the certifying property appraiser; providing appropriations; providing for certifying forward unexpended funds; providing for reimbursement of the state sales tax paid on the purchase of a mobile home to replace a mobile home that experienced major damage from a hurricane during 2016; requiring that application for such reimbursement be made with the property appraiser; providing application requirements; requiring that the owner provide documentation of damage to the mobile home; requiring each property appraiser to determine an owner's entitlement to reimbursement; requiring the department to calculate reimbursement amounts; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the department by a specified date; authorizing an owner to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; requiring the department to determine the total reimbursement payments; providing a criminal penalty for a specified prohibited act; providing an appropriation; providing legislative intent; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Hukill, Garcia, and Simpson—

SB 392—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

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

By Senator Steube—

SB 394—A bill to be entitled An act relating to advanced registered nurse practitioners; amending s. 464.012, F.S.; providing that certified registered nurse anesthetists, to the extent authorized by a protocol established in collaboration with the medical staff of a facility in which the anesthetic service is performed, may determine, in collaboration with the responsible physician, the appropriate type of anesthesia; providing an effective date.

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

By Senators Hukill and Bean—

SB 396—A bill to be entitled An act relating to student loan debt; creating s. 1009.894, F.S.; defining the term "student loans"; requiring

postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

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

By Senator Passidomo—

SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners' association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; providing that an association waives a specified claim against a person or such person's successors or assigns who in good faith rely on the estoppel certificate; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring the fee for an estoppel certificate to be paid from specified proceeds under certain circumstances; requiring that the authority to charge a fee for the estoppel certificate be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Perry—

SB 400—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.11, F.S.; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to appoint division personnel; requiring specified personnel to have Selected Exempt Service status; amending s. 561.17, F.S.; revising the entities that may issue a certificate indicating an alcoholic beverage license applicant's place of business meets all of the sanitary requirements of the state; amending s. 561.20, F.S.; revising who may be issued a special license in counties otherwise subject to limits on the number of licenses issued; revising the requirements for retaining certain business records; amending s. 561.331, F.S.; requiring certain temporary beverage licenses to be issued by the district supervisor of a district without assessing additional fees or taxes; amending s. 565.03, F.S.; specifying the state license tax for craft distilleries; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

SR 402—Not introduced.

By Senator Simmons—

SB 404—A bill to be entitled An act relating to legislative ratification; amending s. 120.80, F.S.; providing that the maximum reimbursement allowances and manuals approved by a three-member panel for purposes of the Workers' Compensation Law are exempt from legislative ratification under the Administrative Procedure Act when the adverse impact or regulatory costs of such allowances or manuals exceed any criteria specified in s. 120.541(2)(a), F.S.; providing an effective date.

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

By Senators Bradley and Young—

SB 406—A bill to be entitled An act relating to compassionate use of low-THC cannabis and marijuana; amending s. 381.986, F.S.; defining and redefining terms; authorizing physicians to issue physician certifications to specified patients who meet certain conditions; authorizing physicians to make specific determinations in certifications; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; requiring written consent of a parent or legal guardian for the treatment of minors; requiring that certain physicians annually reexamine and reassess patients and update patient information in the compassionate use registry; revising criminal penalties; authorizing a distance learning format for a specified course and reducing the number of hours required for the course; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients to designate caregivers; requiring caregivers to meet specified requirements; prohibiting a qualifying patient from designating more than one caregiver at any given time; providing exceptions; requiring the Department of Health to register caregivers meeting certain requirements on the compassionate use registry; revising the entities to which the compassionate use registry must be accessible; requiring the department to adopt certain rules by a specified date; authorizing the department to charge a fee for identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers by a certain date; requiring the department to register additional medical marijuana treatment centers in accordance with a specified schedule; deleting obsolete provisions; revising the operational requirements for medical marijuana treatment centers; authorizing the department to waive certain requirements under specified circumstances; requiring that certain receptacles be child proof; requiring that additional information be included on certain labels; requiring that a medical marijuana treatment center comply with certain standards in the production and dispensing of edible or food products; requiring a medical marijuana treatment center to enter additional information into the compassionate use registry; requiring a medical marijuana treatment center to keep a copy of a transportation manifest in certain vehicles at certain times; requiring the department to adopt rules related to ownership changes or changes in an owner's investment interest; providing applicability; conforming provisions to changes made by the act; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Passidomo—

SB 408—A bill to be entitled An act relating to highway safety; amending s. 316.003, F.S.; providing definitions; conforming a cross-reference; amending s. 316.027, F.S.; deleting the definition of the term "vulnerable road user"; conforming provisions to changes made by the act; amending s. 316.083, F.S.; revising provisions relating to the overtaking and passing of a vehicle; requiring the driver of a motor vehicle overtaking a person operating a bicycle or other vulnerable user of a public roadway to pass such persons at a safe distance, subject to certain requirements; directing a law enforcement officer issuing a citation for specified violations to note certain information on the citation; authorizing a designated official to impose a fine up to a specified amount for such violations; amending s. 316.084, F.S.; exempting bicycles from provisions for passing a vehicle on the right at the bicycle rider's own risk with no liability to other motor vehicle drivers under certain circumstances; amending s. 316.085, F.S.; prohibiting a vehicle from turning within an intersection or into an alley, private road, or driveway under certain circumstances; amending s. 316.0875, F.S.; exempting persons from provisions for designated no-passing zones who safely and briefly drive to the left of the center of the roadway or pavement striping only to the extent necessary to avoid an obstruction, turn left into or from an alley, private road, or driveway, or comply with specified requirements regarding a safe distance necessary to pass a vulnerable user; amending s. 316.151, F.S.; revising provisions for turning at intersections onto a highway, public or private roadway, or driveway; directing a law enforcement officer issuing a citation for

specified violations to note certain information on the citation; authorizing a designated official to impose a fine up to a specified amount for such violations; amending s. 316.1925, F.S.; revising provisions relating to careless driving; directing a law enforcement officer issuing a citation for specified violations to note certain information on the citation; authorizing a designated official to impose a fine up to a specified amount for such violations; amending s. 316.2065, F.S.; revising provisions for operation of a bicycle; specifying that a bicycle is a vehicle under Florida law and shall be operated in the same manner as any other vehicle; specifying that every person operating a bicycle has all of the rights and duties applicable to the driver of any other vehicle under this chapter, subject to certain exceptions; requiring persons operating a bicycle at a certain speed to ride in the bicycle lane or, if there is no bicycle lane in the roadway, as close as practicable to the right-hand curb or edge of the roadway except under specified situations; prohibiting persons riding bicycles in a bicycle lane from riding more than two abreast except on bicycle paths or parts of roadways set aside for the exclusive use of bicycles; requiring persons riding bicycles in groups of a certain number or more to proceed through a stop sign in a group of a certain number or fewer at a time under certain circumstances; requiring motor vehicle operators to allow such groups of bicycles to travel through an intersection before moving forward; amending s. 318.19, F.S.; requiring a hearing for specified offenses; directing a law enforcement officer issuing a citation for specified infractions to note certain information on the citation; authorizing a designated official to impose a fine up to a specified amount for such infractions; amending ss. 212.05, 316.545, 316.613, 320.08, 322.0261, 655.960, and 860.065, F.S.; conforming cross-references; conforming provisions to changes made by the act; making technical changes; reenacting s. 316.072(4)(b), F.S., relating to obedience to and effect of traffic laws, to incorporate the amendment made to s. 316.1925, F.S., in a reference thereto; reenacting s. 316.1923(5), F.S., relating to aggressive careless driving, to incorporate the amendments made to ss. 316.083 and 316.084, F.S., in references thereto; reenacting s. 318.14(2), F.S., relating to noncriminal traffic infractions, to incorporate the amendment made to s. 318.19, F.S., in a reference thereto; reenacting s. 318.18(1)(b), F.S., relating to amount of penalties, to incorporate the amendment made to s. 316.2065, F.S., in a reference thereto; providing an effective date.

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

By Senator Stewart—

SB 410—A bill to be entitled An act relating to employment discrimination; amending s. 448.07, F.S.; revising provisions prohibiting discrimination on the basis of sex to include discrimination on the basis of gender identity; providing definitions; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex or gender identity; providing exceptions; specifying civil penalties; revising applicability; amending s. 448.102, F.S.; prohibiting an employer from taking certain employment actions against employees; creating s. 448.111, F.S.; providing a short title; prohibiting an employer from engaging in certain activities relating to employee wages and benefits or requiring an employee to sign certain waivers; providing an effective date.

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

By Senator Passidomo—

SB 412—A bill to be entitled An act relating to alimony; amending s. 61.071, F.S.; requiring the use of specified factors in calculating alimony pendente lite; requiring findings by the court regarding such alimony; specifying that a court may not use certain presumptive alimony guidelines in calculating such alimony; amending s. 61.08, F.S.; defining terms; requiring a court to make specified findings before ruling on a request for alimony; providing for determination of the presumptive alimony amount range and duration range; providing presumptions concerning alimony awards depending on the duration of marriages; providing for imputation of income in certain circumstances; providing for awards of nominal alimony in certain circumstances; providing for taxability and deductibility of alimony awards; specifying that a combined award of alimony and child support may not constitute more than

a specified percentage of a payor's net income; providing that a combined alimony and child support award be adjusted to reduce the combined award if it exceeds such specified percentage; providing for security of awards through specified means; providing for modification, termination, and payment of awards; providing for participation in alimony depository; amending s. 61.14, F.S.; prohibiting a court from changing the duration of an alimony award; providing that a party may pursue an immediate modification of alimony in certain circumstances; revising factors to be considered in determining whether an existing award of alimony should be reduced or terminated because of an alleged supportive relationship; providing for the effective date of a reduction or termination of an alimony award based on the existence of a supportive relationship; providing that the remarriage of an alimony obligor is not a substantial change in circumstance; providing that the financial information of a subsequent spouse of a party paying or receiving alimony is inadmissible and undiscoverable; providing an exception; providing for modification or termination of an award based on an obligor's retirement; allowing a temporary reduction or suspension of an obligor's payment of alimony while his or her petition for modification or termination based on retirement is pending; providing for an award of attorney fees and costs for unreasonably pursuing or defending a modification of an award; establishing a rebuttable presumption that the modification of an alimony award is retroactive; providing applicability; providing an effective date.

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

By Senator Grimsley—

SB 414—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

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

By Senators Montford and Book—

SB 416—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of service animals, therapy animals, or facility dogs in certain proceedings; allowing certain animals to be used when taking the testimony of a person who has an intellectual disability; removing the requirement that certain service or therapy animals must be registered; providing an effective date.

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

By Senators Steube and Baxley—

SB 418—A bill to be entitled An act relating to a Soldiers' and Heroes' Monuments and Memorials Protection Act; providing a short title; amending s. 806.13, F.S.; providing criminal penalties for criminal mischief that causes damage to certain remembrances erected to honor or commemorate a soldier, a historical military figure, a military organization, a military unit, a law enforcement officer, a firefighter, or an astronaut; defining the term "remembrance"; conforming a cross-reference; providing an effective date.

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

By Senator Brandes—

SB 420—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; revising applicability; authorizing an insurer to issue flood insurance policies on a flexible basis; extending the last date of filing with the Office of Insurance Regulation

of certain flood coverage rates that may be established and used by an insurer; specifying a condition for an eligible surplus lines insurer before a surplus lines agent may be excepted from a diligent-effort requirement when exporting flood insurance contracts or endorsements to the insurer; extending the expiration date of the exception; revising provisions related to an acknowledgment required before the procurement of a private flood insurance policy for property currently insured under the National Flood Insurance Program; providing an effective date.

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

By Senators Lee, Rader, and Clemens—

SB 422—A bill to be entitled An act relating to municipal conversion of independent special districts; amending s. 165.0615, F.S.; adding a minimum population standard for qualified electors of an independent special district to commence a certain municipal conversion proceeding; providing an effective date.

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

By Senators Rouson and Baxley—

SB 424—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; scheduling Mitragynine and 7-Hydroxymitragynine, constituents of Kratom, in a schedule of controlled substances; scheduling isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of Mitragynine and 7-Hydroxymitragynine in a schedule of controlled substances; providing an exception from scheduling for any drug product approved by the United States Food and Drug Administration which contains Mitragynine or 7-Hydroxymitragynine; amending s. 893.13, F.S.; providing a criminal penalty; reenacting s. 39.01(30)(a) and (g), F.S., relating to definitions used in ch. 39, F.S., s. 316.193(5), F.S., relating to driving under the influence, s. 322.2616(2)(c), F.S., relating to suspension of driver licenses, s. 327.35(5), F.S., relating to boating under the influence, s. 440.102(11)(b), F.S., relating to drug-free workplace programs, ss. 458.3265(1)(e) and 459.0137(1)(e), F.S., relating to pain-management clinics, s. 782.04(1)(a) and (4), F.S., relating to murder, s. 787.06(2)(a), F.S., relating to human trafficking, s. 817.563, F.S., relating to sale of substance in lieu of a controlled substance, s. 831.31(1)(a) and (2), F.S., relating to counterfeit controlled substance, s. 856.015(1)(c), F.S., relating to open house parties, s. 893.02(4), F.S., relating to definitions used in ch. 893, F.S., ss. 893.035(2), (7)(a), and (8)(a) and 893.0356(2)(a) and (5), F.S., relating to control of new substances, s. 893.05(1)(d), F.S., relating to practitioners and persons administering controlled substances in their absence, s. 893.12(2)(b), (c), and (d), F.S., relating to contraband, seizure, forfeiture, and sale, s. 893.13(1)(a), (c), (d), (e), (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), F.S., relating to prohibited acts and penalties, and 921.0022(3)(b), (c), and (e), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made by the act to s. 893.03, F.S., in references thereto; providing an effective date.

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

By Senator Powell—

SB 426—A bill to be entitled An act relating to voting system audits; amending s. 101.591, F.S.; requiring certain entities responsible for election certification to conduct an audit of voting systems before certifying an election; requiring the entities to certify an election immediately following the completion of the audit; conforming provisions to changes made by the act; amending s. 101.5911, F.S., relating to rulemaking authority for voting system audit procedures, to conform; providing an effective date.

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

By Senator Brandes—

SB 428—A bill to be entitled An act relating to local government participation in the Florida Retirement System; amending s. 121.051, F.S.; providing that employees of a governing body of a municipality, metropolitan planning organization, or special district that applies to participate in the Florida Retirement System on or after a certain date may enroll only in the defined contribution program; authorizing enrollment in the pension plan for employees of governing bodies that have elected or applied to participate in the Florida Retirement System before a certain date; providing for retroactive application; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

By Senators Bean and Flores—

SB 430—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; requiring a provider to be licensed as a discount plan organization if the provider charges patients fees, dues, charges, or other consideration to receive discounted medical services; amending s. 636.208, F.S.; conforming provisions to changes made by the act; revising a specified condition for a member to receive a reimbursement of certain charges after cancelling a membership in a discount plan organization; amending s. 636.212, F.S.; conforming provisions to changes made by the act; specifying what a first page is for the purpose of a disclosure requirement on certain materials relating to a discount plan; providing for construction; deleting certain requirements that apply if the initial contract is made by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting a provision that requires filing charges to members with the Office of Insurance Regulation, that requires approval of the office for specified charges, and that provides for the burden of proving the reasonable relation of charges to benefits received by the members; conforming provisions to changes made by the act; specifying certain forms that must be filed and approved by the office; providing an exception from approval by the office; specifying what is not included in a material change; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound to acts of its marketers within the scope of delegation; amending s. 636.230, F.S.; conforming provisions to changes made by the act; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; providing for applicability; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.206, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.232, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Baxley—

SB 432—A bill to be entitled An act relating to vulnerable road users; creating s. 316.0265, F.S.; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring such person to pay a fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring the court to revoke such person's driver license for a minimum specified period; providing construction; providing an effective date.

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

By Senator Baxley—

SB 434—A bill to be entitled An act relating to adoptee birth certificates; amending s. 382.015, F.S.; requiring the Department of Health to issue a noncertified copy of an original birth certificate to certain adoptees under certain conditions; requiring the department to develop policies and procedures; providing for a fee; providing an effective date.

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

By Senators Baxley, Steube, and Mayfield—

SB 436—A bill to be entitled An act relating to religious expression in public schools; providing a short title; prohibiting a school district from discriminating against students, parents, or school personnel on the basis of religious viewpoints or expression; prohibiting penalty or reward for a student’s religious expression in coursework, artwork, or other specified assignments; authorizing a student to wear clothing, accessories, and jewelry displaying religious messages or symbols; authorizing a student to pray or engage in religious activities or expression; authorizing a student to organize prayer groups, religious clubs, and other religious gatherings; prohibiting a school district from preventing school personnel from participating in voluntary, student-initiated religious activities on school grounds under specified circumstances; requiring a school district to comply with the federal requirements in Title VII of the Civil Rights Act of 1964; requiring that a school district provide religious groups with equal access to school facilities; authorizing religious groups to advertise or announce meetings in the same manner and to the same extent as secular groups; requiring that a school district adopt a limited public forum policy and deliver a disclaimer at school events; requiring that the Department of Education develop and publish a model policy regarding a limited public forum and religious expression; requiring that each district school board adopt and implement such model policy; providing an effective date.

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

By Senator Baxley—

SB 438—A bill to be entitled An act relating to out-of-school suspension; amending s. 1002.20, F.S.; authorizing a parent to give public testimony regarding a district school board’s out-of-school suspension policy at a specified meeting; amending s. 1006.07, F.S.; requiring a district school board to review its rules authorizing out-of-school suspension during a specified timeframe at a district school board meeting; requiring the board to take public testimony at the meeting; providing that the rules expire under certain circumstances; providing an effective date.

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

By Senators Gibson and Torres—

SB 440—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health information card; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; and Rules.

By Senators Young, Perry, Farmer, Latvala, Stewart, Rader, Flores, Mayfield, Steube, Rodriguez, Torres, Bracy, Campbell, Rouson, Book, and Montford—

SB 442—A bill to be entitled An act relating to advanced well stimulation treatment; amending s. 377.19, F.S.; defining the term “advanced well stimulation treatment”; conforming a cross-reference; creating s. 377.2405, F.S.; prohibiting the performance of advanced well stimulation treatments; clarifying that permits for drilling or operating

a well do not authorize the performance of advanced well stimulation treatments; providing applicability; providing an effective date.

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

By Senator Baxley—

SB 444—A bill to be entitled An act relating to veteran identification; creating s. 322.0511, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a veteran identification card for certain purposes; providing for the design of the card; providing veteran eligibility requirements; prohibiting use of the card for certain purposes; amending ss. 472.015, 493.6105, 493.6107, 493.6202, 493.6302, 493.6402, 501.015, 501.605, 501.607, 507.03, 527.02, 539.001, 559.904, 559.928, 626.171, and 790.06, F.S.; authorizing use of the card as proof of veteran status for obtaining waivers of license or registration fees relating to land surveying and mapping, private investigation, security, and repossession services, health studios, telephone salespersons, movers and moving brokers, the sale of liquefied petroleum gas, pawnbrokers, motor vehicle repair shops, sellers of travel, insurance representatives, and the carrying of concealed weapons or firearms; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Passidomo—

SB 446—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 448—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; encouraging local communities and public or private educational institutions to implement prearrest diversion programs for certain offenders; encouraging prearrest diversion programs to share information with other prearrest diversion programs; authorizing law enforcement officers, at their sole discretion, to issue a civil citation to adults under specified circumstances; requiring an adult who is issued a civil citation by a participating law enforcement agency to report for intake as required by the prearrest diversion program; requiring the program to provide certain appropriate services; requiring that an adult who is issued a civil citation fulfill a community service requirement; requiring the adult to pay restitution to a victim; providing for criminal prosecution of adults who fail to complete the prearrest diversion program; prohibiting an arrest record from being associated with a certain offense for an adult who successfully completes the program; requiring specified entities to create the prearrest diversion program; requiring the entities to develop policies and procedures for the development and operation of the program and to solicit input from other interested stakeholders; authorizing specified entities to operate the program; specifying how the nonviolent misdemeanor offenses that are eligible for the prearrest diversion program are selected; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 450—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; requiring that a civil citation, documentation of a prearrest diversion program, and any other reports or documents concerning a civil citation or a prearrest diversion program which are held by a law enforcement agency, a public or private educational institution, or a program service provider are exempt from public record requirements; providing for future review and repeal of the exemption; providing an exception; providing a statement of public necessity; providing a contingent effective date.

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

By Senators Powell and Hutson—

SB 452—A bill to be entitled An act relating to health insurance coverage for enteral formulas; amending s. 627.42395, F.S.; deleting the annual coverage limit and age limit for coverage of certain food products for the treatment of certain diseases; providing an effective date.

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

By Senator Brandes—

SB 454—A bill to be entitled An act relating to the regulation of insurance companies; amending s. 215.555, F.S.; deleting a future repeal of an exemption of medical malpractice insurance premiums from certain emergency assessments by the State Board of Administration relating to the Florida Hurricane Catastrophe Fund; amending s. 625.012, F.S.; revising a definition of “assets” of an insurer to include certain assessments levied by the Office of Insurance Regulation; amending s. 627.062, F.S.; revising requirements for certain rate filings by medical malpractice insurers; amending s. 627.0645, F.S.; adding certain medical malpractice insurance to casualty insurance excluded from an annual base rate filing requirement for rating organizations; amending s. 627.4035, F.S.; revising the methods of paying premiums for insurance contracts; authorizing an insurer to impose a specified insufficient funds fee if certain premium payment methods are returned, declined, or cannot be processed; amending s. 627.421, F.S.; providing that an electronically delivered document in an insurance policy meets formatting requirements for printed documents under certain conditions; amending s. 627.7295, F.S.; conforming provisions to changes made by the act; creating s. 627.747, F.S.; providing that certain provisions do not prohibit an insurer from excluding all coverage under a certain motor vehicle insurance policy for an identified household member under certain circumstances; providing an effective date.

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

By Senator Rodriguez—

SB 456—A bill to be entitled An act relating to public utilities; amending s. 366.02, F.S.; exempting certain producers of renewable solar-based energy from being defined as a public utility; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Brandes—

SB 458—A bill to be entitled An act relating to the Florida Criminal Justice Reform Task Force; creating the task force within the legislative branch; specifying membership of the task force; establishing the manner of appointments and the terms of membership; prescribing

duties of the task force; specifying requirements for meetings of the task force; requiring the task force to submit a report to the Legislature by a specified date; providing for staffing; specifying public records and public meetings requirements applicable to the task force; authorizing reimbursement for per diem and travel expenses; providing for expiration; providing an effective date.

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

By Senator Brandes—

SB 460—A bill to be entitled An act relating to personal delivery devices; amending s. 316.003, F.S.; defining the terms “personal delivery device,” “personal delivery device operator,” and “agent”; conforming a cross-reference; amending s. 316.008, F.S.; authorizing the operation of personal delivery devices within county or municipal jurisdictions under certain circumstances; providing for construction; prohibiting the operation of personal delivery devices on the Florida Shared-Use Non-motorized Trail Network; creating s. 316.82, F.S.; requiring a personal delivery device operator to maintain an insurance policy that provides general liability coverage of at least a specified amount for damages arising from the operation of a personal delivery device; amending s. 320.02, F.S.; exempting personal delivery devices from certain registration and insurance requirements; requiring a personal delivery device operator to maintain a specified insurance policy; amending ss. 316.2128, 316.545, 316.613, and 655.960, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

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

By Senator Book—

SB 462—A bill to be entitled An act relating to sentencing; amending s. 775.082, F.S.; prohibiting a sentencing court from crediting a defendant for the length of time he or she is determined to have malingered or feigned an illness; amending s. 921.161, F.S.; providing an exception to the requirement that a sentencing court allow a defendant credit for a specified time served; reenacting ss. 907.041(4)(j), 947.146(6), and 947.16(2)(g), F.S., relating to pretrial detention and release, the Control Release Authority, and determining eligibility for parole interview and release, respectively, to incorporate the amendment made to s. 921.161, F.S., in references thereto; providing an effective date.

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

By Senator Clemens—

SB 464—A bill to be entitled An act relating to natural hazards; creating s. 252.3655, F.S.; creating an interagency workgroup to share information, coordinate ongoing efforts, and collaborate on initiatives relating to natural hazards; defining the term “natural hazards”; requiring certain agencies to designate liaisons to the workgroup; designating the director of the Division of Emergency Management or his or her designee as the liaison to and coordinator of the workgroup; specifying duties and responsibilities of each liaison and the workgroup; requiring the division to prepare an annual report; specifying report requirements; requiring each agency liaison to ensure that the report is posted on his or her agency’s website; requiring the workgroup to submit the report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senators Hutson, Gainer, and Broxson—

SB 466—A bill to be entitled An act relating to motor vehicle warranty repairs and recall repairs; amending s. 320.64, F.S.; prohibiting a manufacturer, factory branch, distributor, or importer from denying a claim of a motor vehicle dealer, reducing compensation to a motor vehicle dealer, or processing a chargeback to a motor vehicle dealer because of specified circumstances; creating s. 320.6407, F.S.; requiring a manufacturer, factory branch, distributor, or importer to compensate a motor vehicle dealer for a used motor vehicle under specified circumstances; requiring the manufacturer, factory branch, distributor, or importer to pay the compensation within a specified timeframe after the motor vehicle dealer’s application for payment; requiring such application to be made through the manufacturer’s, factory branch’s, distributor’s, or importer’s warranty application system or certain other system or process; providing for calculation of the amount of compensation; reenacting s. 320.6992, F.S., relating to applicability of specified provisions to systems of distribution of motor vehicles in this state, to incorporate the amendments made to s. 320.64, F.S., and to incorporate s. 320.6407, F.S., as created by the act, in references thereto; providing an effective date.

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

By Senator Stargel—

SB 468—A bill to be entitled An act relating to voluntary pre-kindergarten education; amending s. 1001.215, F.S.; requiring the Just Read, Florida! Office to provide teachers, reading coaches, and principals in prekindergarten through grade 3 with specified training; amending s. 1002.53, F.S.; requiring each early learning coalition to coordinate with the Office of Early Learning to assign student identification numbers for the Voluntary Prekindergarten Education Program; amending s. 1002.67, F.S.; requiring voluntary prekindergarten providers to provide parents with pre- and post-assessment results within a specified timeframe; providing for the reporting and distribution of the results; requiring the office to determine eligibility criteria for reenrollment; amending s. 1002.69, F.S.; revising requirements for the adoption and use of the statewide kindergarten screening; conforming cross-references; amending s. 1002.71, F.S.; authorizing a child to reenroll in certain school-year programs under certain circumstances; amending s. 1011.62, F.S.; revising the date by which the Department of Education must submit specified information regarding the implementation of school district K-12 comprehensive reading plans to the Legislature; providing an appropriation; providing an effective date.

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

By Senator Grimsley—

SB 470—A bill to be entitled An act relating to benefits for water management district employees and retirees; amending s. 373.605, F.S.; authorizing the governing board of a water management district to enroll the district’s employees and retirees in the state group insurance program and the state employees’ prescription drug program; requiring the Department of Management Services and the Legislature to determine the contribution rate and level of financial responsibility of a participating district and the district’s employees and retirees each fiscal year; specifying terms and conditions governing a district’s participation in the programs; providing for applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Grimsley—

SB 472—A bill to be entitled An act relating to Charlotte County; providing space and seating requirements for the issuance of special alcoholic beverage licenses to event centers; providing an exception to general law; providing an effective date.

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

By Senator Grimsley—

SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.6005, F.S.; revising legislative findings and intent; amending s. 400.601, F.S.; redefining the term “hospice”; defining the terms “hospice program” and “seriously ill”; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt by rule certain outcome measures by a specified date; requiring the department, in conjunction with the agency, to adopt national hospice outcome measures and develop a system for publicly reporting the measures; creating s. 400.6093, F.S.; authorizing hospices, or providers operating under contract with a hospice, to provide palliative care to seriously ill persons and their family members; providing construction; amending s. 400.6095, F.S.; making technical changes; creating s. 400.6096, F.S.; authorizing a hospice to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposals of certain prescribed controlled substances to establish policies, procedures, and systems for the disposals; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; providing an effective date.

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

By Senator Bean—

SB 476—A bill to be entitled An act relating to terrorism and terrorist activities; amending s. 775.30, F.S.; extending the applicability of the definition of the term “terrorism” to other sections of ch. 775, F.S.; defining the term “terrorist activity”; providing that a violation of specified criminal provisions with the intent to influence or affect the conduct of government by intimidation or coercion, or to retaliate against government, is a crime of terrorism; providing penalties; providing increased penalties if the action results in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 775.31, F.S.; redefining the term “terrorism”; providing applicability; creating s. 775.32, F.S.; defining terms; prohibiting a person from using, attempting to use, or conspiring to use military-type training received from a designated foreign terrorist organization for certain purposes; providing penalties; providing increased penalties if the actions result in death or serious bodily injury; creating s. 775.33, F.S.; defining terms; prohibiting a person from providing material support or resources, or engaging in other specified actions, to violate specified criminal provisions; providing penalties; prohibiting a person from attempting to provide, conspiring to provide, or knowingly providing material support or resources to a designated foreign terrorist organization; providing penalties; providing increased penalties if specified actions result in death or serious bodily injury; specifying the circumstances under which a person provides material support by providing personnel; prohibiting prosecution under certain circumstances; providing legislative intent; requiring the Department of Law Enforcement, in consultation with the Office of the Attorney General, to create specified guidelines; creating s. 775.34, F.S.; providing penalties for a person who willfully becomes a member of a designated foreign terrorist organization and serves under the direction or control of the organization with the intent to further the illegal acts of the organization; defining the term “designated foreign terrorist organization”; creating s. 775.35, F.S.; providing penalties for a person who intentionally disseminates or spreads any type of contagious, communicable, or infectious disease among crops, poultry, livestock, or other animals; providing an affirmative defense; providing increased penalties if specified actions result in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 782.04, F.S.; revising the provisions related to terrorism for murder in the first degree, murder in the second degree, and murder in the third degree to include the terrorism felonies created by this act; reenacting ss. 373.6055(3)(c), 381.95(1), 395.1056(1)(a) and (2), 874.03(7), 907.041(4)(a), 943.0312(2), and 943.0321(2), F.S., relating to the definition of the term “terrorism,” to incorporate the amendment made to s. 775.30, F.S., in references thereto; reenacting ss. 27.401(2), 39.806(1)(d), 63.089(4)(b), 95.11(10), 435.04(2)(e), 435.07(4)(c), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1), (2), (4), (5), (6), and (7),

782.051, 782.065, 903.133, 921.0022(3)(h) and (i), 921.16(1), 947.146(3)(i), 948.06(8)(c), 948.062(1), 985.265(3)(b), and 1012.315(1)(d), F.S., relating to capital felonies, murder in the first degree, murder in the second degree, and murder in the third degree, to incorporate the amendment made to s. 782.04, F.S., in references thereto; reenacting s. 1012.467(2)(g), F.S., relating to terrorism and murder, to incorporate the amendments made to ss. 775.30 and 782.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Passidomo and Broxson—

SB 478—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing for applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

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

By Senator Simmons—

SB 480—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Hutson—

SJR 482—A joint resolution proposing an amendment to Section 8 of Article V and the creation of a new section in Article XII of the State Constitution to create a minimum age requirement and term limits for Supreme Court Justices and judges of the district courts of appeal and require 1 year of prior service as a judge for appointment as Supreme Court Justice.

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

By Senator Hukill—

SB 484—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property; making technical changes; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hukill—

SB 486—A bill to be entitled An act relating to tax-exempt income; amending s. 220.14, F.S.; increasing the amount of income that is exempt from the corporate income tax; amending s. 220.63, F.S.; increasing the amount of income that is exempt from the franchise tax

imposed on banks and savings associations; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stargel—

SB 488—A bill to be entitled An act relating to noncriminal traffic infractions; amending s. 318.14, F.S.; requiring a specified reduction for a civil penalty under certain circumstances; deleting the requirement that a specified percentage of the civil penalty be deposited in the State Courts Revenue Trust Fund; amending s. 318.15, F.S.; requiring a person to pay the clerk of the court the specified percentage previously deducted under certain circumstances; providing an effective date.

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

By Senator Perry—

SB 490—A bill to be entitled An act relating to the tax on sales, use, and other transactions; providing an exemption from the sales and use tax for the sale of certain clothing, wallets, bags, school supplies, and personal computers and related accessories during a specified period; defining terms; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Young—

SB 492—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for information related to an allegation of sexual harassment that could lead to the identification of the alleged victim; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Bradley—

SB 494—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; reordering and amending s. 961.02, F.S.; making technical changes; defining the term “violent felony”; amending s. 961.04, F.S.; revising the circumstances under which a wrongfully incarcerated person is not eligible for compensation under the Victims of Wrongful Incarceration Compensation Act; amending s. 961.06, F.S.; providing that a wrongfully incarcerated person who commits a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of status as a wrongfully incarcerated person and of eligibility for compensation, to incorporate the amendment made to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to determination of entitlement to compensation, application for compensation for a wrongfully incarcerated person, and an alternative application for compensation for a wrongfully incarcerated person, respectively, to incorporate the amendment made to s. 961.06, F.S., in references thereto; providing an effective date.

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

By Senators Brandes and Passidomo—

SB 496—A bill to be entitled An act relating to medical faculty certification; amending s. 458.3145, F.S.; revising the list of schools at which certain faculty members are eligible to receive a medical faculty

certificate; authorizing a certificateholder to practice at certain specialty-licensed children's hospitals; revising provisions to allow the dean of a medical school outside the state to make an annual review or request the provision of medical care or treatment in connection with education; providing an effective date.

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

By Senator Young—

SB 498—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities be postmarked or electronically submitted by a certain date; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage multiple offices; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class “K” licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class “G” licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; correcting a cross-reference regarding the conditions under which a Class “G” licensee may carry a concealed weapon; revising the conditions under which the department may issue a temporary Class “G” license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the Department of Agriculture and Consumer Services; requiring the department to suspend specified licenses of licensees arrested or formally charged with certain crimes until disposition of their cases; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training must be provided in two parts; deleting obsolete provisions; making technical changes; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, not just complete such training; deleting an obsolete provision; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no-solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing licensed dealers, rather than certified aquaculture producers, to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; providing an effective date.

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

By Senator Benacquisto—

SB 500—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2017 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2017 shall be effective immediately upon publication; providing that general laws enacted during the 2016 regular session and prior thereto and not included in the Florida Statutes 2017 are repealed; providing that general laws enacted after the 2016 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 502—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 102.031, 106.24, 120.595, 190.046, 212.08, 215.555, 215.619, 215.985, 253.034, 288.9936, 316.003, 316.545, 316.613, 320.08, 322.121, 373.042, 373.414, 373.4592, 373.707, 376.3071, 393.18, 393.501, 394.461, 400.925, 402.3025, 409.9201, 413.207, 413.402, 440.185, 459.022, 491.0046, 497.458, 499.015, 499.036, 499.83, 553.79, 571.24, 625.111, 627.0629, 627.42392, 627.6562, 627.7074, 633.216, 655.960, 744.20041, 790.065, 832.07, 893.0356, 893.13, 921.0022, 932.7055, 1002.385, 1003.42, 1006.195, 1012.796, and 1013.40, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 504—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 212.08(7)(hhh), 216.292(8), 322.1415, 388.261(4)(b), 400.9986, 403.1832(2), 409.912(1), (3), and (7), and 720.303(13), F.S., amending ss. 20.435 and 320.08058, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2017 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 20.60, 213.053, 220.192, 322.21, 377.703, 409.91195, 409.91196, 409.962, 641.19, and 641.386, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 506—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 73.073, 110.2037, 250.116, 250.40, 257.12, 258.015, 258.15, 261.06, 265.703, 267.075, 267.173, 267.1735, 288.1082, 288.774, 288.776, 311.07, 375.065, and 379.2402, F.S., and repealing s. 217.14, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was referred to the Committee on Rules.

By Senator Gainer—

SB 508—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; defining the term “automatic tabulating equipment” for purposes of the Florida Election Code; amending s. 101.5614, F.S.; revising procedures governing the canvassing of returns to specify usage of a voting system's automatic tabulating equipment; amending s. 102.141, F.S.; clarifying the circumstances under which ballots must be processed through automatic tabulating equipment in a recount; amending s. 102.166, F.S.; specifying the manner by which a

manual recount may be conducted; revising requirements for hardware or software used in a manual recount; authorizing overvotes and undervotes to be identified and sorted physically or digitally in a manual recount; revising minimum requirements for Department of State rules to require procedures regarding the certification and use of automatic tabulating equipment for manual recounts; providing an effective date.

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

By Senators Gainer and Montford—

SB 510—A bill to be entitled An act relating to a grant program for rural hospitals; amending s. 395.6061, F.S.; providing legislative findings and intent; requiring the Department of Health to establish and administer the Florida Rural Hospital Capital Improvement Competitive Grant Program for certain rural hospitals; revising the amount of a grant award; revising grant eligibility and preferences; establishing allowable uses of funds; requiring the department to submit an annual report to the Governor and the Legislature; deleting requirements for certain information in grant applications; deleting provisions relating to the disbursal of funds; providing an effective date.

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

By Senators Young and Rouson—

SB 512—A bill to be entitled An act relating to greyhound dogracing; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples taken from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing an effective date.

—was referred to the Committees on Regulated Industries; Rules; and Appropriations.

By Senator Stargel—

SB 514—A bill to be entitled An act relating to fees of the Department of Business and Professional Regulation; amending s. 455.271, F.S.; revising the amount of the additional delinquency fee a board or the department must impose under certain circumstances; amending s. 553.721, F.S.; revising the surcharge rate assessed on certain permits; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Perry—

SB 516—A bill to be entitled An act relating to workers' compensation benefits for first responders; amending s. 112.1815, F.S.; deleting provisions that limit certain workers' compensation benefits for first responders; amending s. 440.093, F.S.; providing that mental or nervous injuries of law enforcement officers, firefighters, emergency medical technicians, or paramedics are compensable under the Workers' Compensation Law under specified conditions; providing an effective date.

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

By Senator Gibson—

SB 518—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 825.107, F.S.; defining the term "elder abuse fatality review team"; authorizing the establishment of elder abuse fatality review teams to review fatal and near-fatal incidents of elder abuse; specifying the duties and purpose of review teams; providing immunity from liability for acts conducted in furtherance of a review team's duties; exempting certain information and records acquired by a

review team from discovery or introduction into evidence in specified actions or proceedings; prohibiting a person from being required to testify regarding records or information produced or presented during meetings or other activities of a review team; assigning the review teams to the Department of Children and Families for administrative purposes; providing an effective date.

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

By Senator Gibson—

SB 520—A bill to be entitled An act relating to public records and public meetings; amending s. 825.107, F.S., as created by SB __; specifying that information obtained by an elder abuse fatality review team which is confidential or exempt from public records requirements retains its protected status; providing an exemption from public records requirements for identifying information of an elder abuse victim in records created by a review team; providing an exemption from public meetings requirements for portions of review team meetings at which confidential or exempt information or the identity of an elder abuse victim is discussed; providing for future legislative review and repeal; providing statements of public necessity; providing a contingent effective date.

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

By Senators Steube, Farmer, Baxley, and Rodriguez—

SB 522—A bill to be entitled An act relating to deferred presentment transactions; amending s. 560.404, F.S.; revising the maximum limit on interest, fees, and charges that a deferred presentment provider may charge, collect, or receive in a deferred presentment transaction; providing an effective date.

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

By Senators Steube and Simpson—

SB 524—A bill to be entitled An act relating to the sales and use tax on investigation and detective services; amending ss. 212.05, 790.06, and 790.062, F.S.; providing that fingerprint services required for a license to carry a concealed weapon or firearm are not subject to the tax; providing an effective date.

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

By Senator Steube—

SB 526—A bill to be entitled An act relating to mammography reports; amending ss. 627.6418, 627.6613, and 641.31095, F.S.; requiring that mammography reports include a specified notice regarding breast density; making technical changes; providing an effective date.

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

By Senator Steube—

SB 528—A bill to be entitled An act relating to health insurance; amending s. 624.155, F.S.; providing a civil remedy for a health insurer who violates the Patient Savings Act; creating s. 627.6387, F.S.; providing a short title; providing definitions; providing health insurer website requirements; requiring an insurer to provide good faith estimates of costs for certain health care services upon request by an insured; requiring an insurer to implement a shared savings incentive program by a specified date; providing procedures and requirements; providing notification requirements; providing reporting requirements;

providing penalties; requiring the Office of Insurance Regulation to make and submit an annual report; authorizing the office to adopt rules; providing an effective date.

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

By Senator Steube—

SB 530—A bill to be entitled An act relating to health insurance; amending s. 627.42392, F.S.; defining terms; providing that a prior authorization form may not require certain information; requiring a utilization review entity or health insurer to make current prior authorization requirements, restrictions, and forms accessible in a specified manner; providing requirements for describing certain requirements and criteria; specifying requirements for a utilization review entity or health insurer that implements a new prior authorization requirement or that amends an existing requirement or restriction; specifying timeframes that a utilization review entity or health insurer must authorize or deny a prior authorization request and notify the patient and treating health care provider of the determination under certain circumstances; making technical changes; creating s. 627.42393, F.S.; defining terms; requiring a plan to publish on the plan’s website and provide to an insured a written procedure for requesting a protocol exception; specifying requirements for such procedure; providing an effective date.

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

By Senators Galvano, Stewart, Benacquisto, Rouson, Book, and Young—

SB 532—A bill to be entitled An act relating to public notification of pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term “reportable release”; requiring the department to establish and publish the types and amounts of a substance that, if released, would constitute a reportable release; requiring an owner or operator of an installation at which a reportable release occurred to provide certain information to the department within 24 hours after the discovery of a reportable release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide required notice; providing an effective date.

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

By Senator Perry—

SB 534—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids or being awarded contracts; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

By Senator Brandes—

SB 536—A bill to be entitled An act relating to unclaimed funds held by the clerks of court; repealing s. 43.19, F.S., relating to the deposit of unclaimed funds with the Chief Financial Officer to the credit of the State School Fund; amending s. 45.032, F.S.; deleting a definition; requiring the clerk to report as unclaimed property a surplus under certain circumstances; providing reporting requirements; requiring the Department of Financial Services to prescribe a form by rule; specifying who is entitled to a surplus under certain circumstances; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

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

By Senator Clemens—

SB 538—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring applicants for charter status to demonstrate that they meet certain needs that the local school district does not, or is unable to, meet; authorizing a charter school to share the results of innovative methods and best practices with the school district; providing an effective date.

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

By Senator Campbell—

SB 540—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.532, F.S.; revising the criteria for renewal of Florida Bright Futures Scholarship Program awards to include a minimum number of volunteer service work hours; providing applicability; specifying the requirements for eligible volunteer service work; prohibiting the use of hours earned from certain work to satisfy the requirement; requiring that earned volunteer service work hours be documented in writing and signed by the student and the individual, or representative of such individual, or a representative of the organization for which the work was performed; providing an exception for a student who enlists in military service; providing an effective date.

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

SR 542—Not introduced.

By Senator Braynon—

SB 544—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.68, F.S.; requiring a supervisor of elections to allow submission of an affidavit to cure signature discrepancies on a vote-by-mail ballot; correcting a scrivener’s error; providing an effective date.

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

By Senator Bracy—

SB 546—A bill to be entitled An act relating to arrest booking photographs; amending s. 951.23, F.S.; defining terms; prohibiting a criminal justice agency from electronically publishing arrest booking photographs of certain arrestees; providing exceptions; providing construction; providing an effective date.

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

By Senator Bracy—

SB 548—A bill to be entitled An act relating to the Comprehensive Case Information System; amending s. 28.2405, F.S.; requiring that the Comprehensive Case Information System be developed, operated, and maintained by the Florida Association of Court Clerks and Comptrollers, Inc., as agent of the clerks of the circuit court; specifying the purpose of the system; providing that records obtained from a clerk of the circuit court or accessed through the system are official court records; specifying that clerks of the circuit court remain the official custodians of, and are responsible for, court records and other data submitted to the system by their respective offices; authorizing the association to transfer ownership and operation of the system to an intergovernmental authority created by the clerks of the circuit court pursuant to a specified act; providing an effective date.

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

By Senator Bracy—

SB 550—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of a witness to a murder for a specified period; authorizing specified entities to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

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

By Senator Bracy—

SB 552—A bill to be entitled An act relating to child support; creating the “Florida Responsible Parent Act”; amending s. 61.13016, F.S.; providing additional circumstances under which an obligor who fails to pay child support may avoid suspension of his or her driver license and motor vehicle registration; amending s. 61.14, F.S.; requiring a court to deny an order for contempt if an obligor demonstrates that he or she is unable to pay child support due to specified circumstances; authorizing the court to order an obligor to be placed in a work-release program or under supervised home confinement without electronic monitoring for failure to pay child support due to any of such circumstances; requiring the Department of Economic Opportunity to develop and administer a tax credit program for business entities that employ such obligors; requiring the department to adopt rules; providing an effective date.

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

By Senators Young and Latvala—

SB 554—A bill to be entitled An act relating to craft breweries; amending s. 561.221, F.S.; exempting certain vendors from specified delivery restrictions under certain circumstances; amending s. 561.5101, F.S.; revising applicability; amending s. 561.57, F.S.; providing that certain manufacturers may transport malt beverages in vehicles owned or leased by certain persons other than the manufacturer; amending s. 563.022, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bracy—

SB 556—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; reordering and amending s. 961.02, F.S.; defining the term “violent felony”; amending s. 961.04, F.S.; providing that a person is disqualified from receiving compensation under the Victims of Wrongful Incarceration Compensation Act if, before or during the person’s wrongful conviction and incarceration, the person was convicted of, or pled guilty or nolo contendere to, any violent felony; amending s. 961.06, F.S.; specifying that a wrongfully incarcerated person who is released from wrongful incarceration to parole or community supervision and who commits a violent felony, rather than a felony law violation, resulting in revocation of the parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of eligibility for compensation, to incorporate the amendments made to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to the determination of entitlement to compensation, the application for compensation for a wrongfully incarcerated person and exemption from application by nolle prosequi, and alternative application for compensation for a wrongfully incarcerated person, respectively, to incorporate the amendment made to s. 961.06, F.S., in references thereto; providing an effective date.

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

By Senator Passidomo—

SB 558—A bill to be entitled An act relating to emergency services for an unintentional drug overdose; amending s. 395.1041, F.S.; requiring a hospital providing emergency services to a person suffering from an unintentional drug overdose to provide certain services and information; providing conditions for transfer of a patient to a licensed detoxification or addictions receiving facility; providing responsibilities of the attending physician; providing an effective date.

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

By Senator Campbell—

SB 560—A bill to be entitled An act relating to small business participation in state contracting; creating s. 287.0577, F.S.; defining the terms “contract bundling” and “small business”; specifying circumstances under which agencies must avoid contract bundling; requiring agencies to conduct market research and include written summaries and analyses of such research in solicitations for bundled contracts; requiring certain agencies to award a percentage of contracts to small businesses; requiring contract vendors to use small businesses in the state as subcontractors or subvendors; providing requirements with respect to payment of prime contractors and subcontractors; prohibiting agencies, general contractors, and prime contractors from requiring certain bonds or other sureties for certain contracts; requiring the rules ombudsman in the Executive Office of the Governor to establish a system for reporting small business participation in state contracting; requiring agencies to cooperate with such reporting; requiring specified annual reports; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Campbell—

SB 562—A bill to be entitled An act relating to music therapists; creating s. 491.017, F.S.; providing legislative intent; providing definitions; establishing requirements for registration as a music therapist; providing responsibilities of a music therapist; requiring biennial renewal of registration; prohibiting the practice of music therapy unless registered; providing exemptions to registration; authorizing the Department of Health to adopt rules, to establish application, registration, and renewal fees, and to take disciplinary action against an applicant or registrant who violates the act; providing an effective date.

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

By Senator Campbell—

SB 564—A bill to be entitled An act relating to landlords and tenants; amending ss. 83.51, 83.64, and 83.67, F.S.; providing criminal penalties for specified prohibited practices by a landlord relating to maintenance of the premises, retaliatory conduct, and other protections; providing an effective date.

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

By Senator Campbell—

SB 566—A bill to be entitled An act relating to student loans; creating s. 1009.675, F.S.; creating the For the Greater Good Attorney Student Loan Repayment Program to increase employment and retention of attorneys in government service; providing eligibility requirements; specifying the loans that may be covered by the repayment program; requiring the Department of Education to make payments to eligible attorneys; providing for program administration; providing that payments made under the program are not taxable income; providing for the proration of payments if insufficient funds are appropriated to make full payment; authorizing rulemaking; providing an effective date.

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

By Senator Campbell—

SM 568—A memorial to the Congress of the United States, urging Congress to recognize the month of June each year as “Caribbean-American Heritage Month.”

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

By Senator Rouson—

SB 570—A bill to be entitled An act relating to public assistance; amending s. 414.065, F.S.; revising penalties for noncompliance with work requirements for temporary cash assistance; limiting the receipt of child-only benefits during periods of noncompliance with work requirements; providing applicability of work requirements before expiration of the minimum penalty period; requiring the Department of Children and Families to refer sanctioned participants to appropriate free and low-cost community services, including food banks; amending s. 445.024, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop and implement a work plan agreement for participants in the temporary cash assistance program; requiring the plan to identify expectations, sanctions, and penalties for noncompliance with work requirements; amending s. 402.82, F.S.; requiring the Department of Children and Families to impose a replacement fee for electronic benefits transfer cards under certain circumstances; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; providing an appropriation; providing an effective date.

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

By Senator Campbell—

SM 572—A memorial to the Congress of the United States, urging Congress to annually recognize January 1 as “Haitian Independence

Day,” May 18 as “Haitian Flag Day,” and the month of May as “Haitian Heritage Month.”

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

By Senator Rader—

SR 574—A resolution opposing United Nations Security Council Resolution 2334 and requesting its repeal or fundamental alteration.

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

By Senator Campbell—

SB 576—A bill to be entitled An act relating to transportation facility designations; amending chapter 26497, Laws of Florida, 1951; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

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

By Senators Clemens and Stewart—

SB 578—A bill to be entitled An act relating to conversion therapy; creating s. 456.064, F.S.; defining the term “conversion therapy”; prohibiting a person who is licensed to provide professional counseling or a practitioner who is licensed under provisions regulating the practice of medicine, osteopathic medicine, psychology, clinical social work, marriage and family therapy, or mental health counseling from practicing or performing conversion therapy with an individual who is younger than a specified age; providing that such person or practitioner is subject to specified disciplinary proceedings; providing an effective date.

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

By Senators Garcia and Mayfield—

SB 580—A bill to be entitled An act relating to insurance administrators; amending s. 626.88, F.S.; redefining the term “administrator” to include a pharmacy benefits manager; amending s. 626.8805, F.S.; requiring the Office of Insurance Regulation to conduct quarterly audits, for a certain purpose, of pharmacy benefits managers that hold certificates of authority to act as administrators; amending ss. 626.891 and 626.894, F.S.; adding violations of certain provisions of the Florida Pharmacy Act as grounds for the office’s suspension or revocation of an administrator’s certificate of authority or imposition of a fine, respectively; prohibiting the office, within a specified timeframe, from penalizing a pharmacy benefits manager for operating as an administrator if the pharmacy benefits manager meets certain conditions; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Latvala—

SB 582—A bill to be entitled An act relating to regulatory boards; amending s. 455.203, F.S.; requiring the Department of Business and Professional Regulation to indemnify, defend, and hold harmless from claims, actions, demands, suits, investigations, damages, and liability all current and former board members and any companies or businesses with which they have or had specified affiliations, but only if their service meets a specified requirement; providing an effective date.

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

By Senators Montford and Stewart—

SB 584—A bill to be entitled An act relating to alternative high school graduation requirements; amending s. 1003.4282, F.S.; conforming a cross-reference; authorizing certain students to be eligible for an alternative pathway to a standard high school diploma; specifying student eligibility requirements for the alternative pathway; specifying documentation the student must provide; requiring a school district to establish an Alternative Pathway to Graduation Review Committee for certain students; providing the membership and duties of the committee; providing that a principal has the final decision on a student's completion of specified graduation requirements; prohibiting a student or the student's parent or guardian from appealing the principal's decision; requiring certain waivers to be approved by the parent or guardian; requiring each district school board to adopt rules and to incorporate certain provisions in the student progression plan; amending s. 1008.22, F.S.; requiring each district school board to ensure certain instruction, to waive certain assessment results, and to administer a hard copy of the grade 10 ELA assessment or the statewide, standardized Algebra I EOC assessment for certain students; amending ss. 1008.212, 1008.34, and 1008.3415, F.S.; conforming cross-references; providing an effective date.

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

By Senator Campbell—

SB 586—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Sun Sea Smiles license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

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

By Senator Passidomo—

SB 588—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; creating s. 893.22, F.S.; requiring certain persons to report controlled substance overdoses; providing for a reporting agency in each county; defining the term “overdose”; providing requirements for such reports; providing immunity for persons who make such reports in good faith; requiring sharing of data with specified entities; providing for use of such data; requiring maintenance of records for a specified period; prohibiting failure to make such reports, whether by omission or willfully; providing criminal penalties; providing an effective date.

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

By Senators Brandes and Stargel—

SB 590—A bill to be entitled An act relating to child support and parenting time plans; amending s. 409.2551, F.S.; stating legislative intent to encourage frequent contact between a child and each parent; amending s. 409.2554, F.S.; defining terms; amending s. 409.2557, F.S.; authorizing the Department of Revenue to establish parenting time plans agreed to by both parents in Title IV-D child support actions; amending s. 409.2563, F.S.; requiring the department to mail Title IV-D Standard Parenting Time Plans with proposed administrative support orders; providing requirements for including parenting time plans in certain administrative orders; creating s. 409.25633, F.S.; providing the purpose and requirements for Title IV-D Standard Parenting Time Plans; requiring the department to refer parents who do not agree on a parenting time plan to a circuit court; requiring the department to create and provide a form for a petition to establish a parenting time plan under certain circumstances; specifying that the parents are not required to pay a fee to file the petition; authorizing the department to adopt rules; amending s. 409.2564, F.S.; authorizing the department to incorporate either an agreed-upon parenting time plan or a Title IV-D

Standard Parenting Time Plan in a child support order; amending ss. 409.256 and 409.2572, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

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

By Senator Young—

SB 592—A bill to be entitled An act relating to fantasy contests; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the secretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator's license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term “convicted”; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; requiring such records to be available for audit and inspection; providing for rulemaking; creating s. 546.18, F.S.; providing a civil penalty; creating s. 546.19, F.S.; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing applicability of specified penalty provisions; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Regulated Industries; and Appropriations.

By Senator Garcia—

SB 594—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; authorizing a licensee to make specified loans under certain conditions; revising provisions relating to certain other charges for consumer loans; amending s. 516.36, F.S.; revising installment requirements for consumer loans; providing an effective date.

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

By Senator Hutson—

SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; providing a short title; defining terms; prohibiting the Department of Transportation and certain local governmental entities, collectively referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; specifying that an authority may require permit fees only under certain circumstances; requiring an authority to receive and process applications for and to issue permits subject to specified requirements; providing that approval of, and charges by, an authority are not required for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; requiring an authority to approve the collocation of small wireless facilities on authority utility poles, subject to certain requirements; providing requirements for rates, fees, and other terms related to authority

utility poles; providing that specified provisions do not authorize collocations of small wireless facilities on certain property; prohibiting an authority from adopting or enforcing any regulations on the placement or operation of certain communications facilities and from regulating any communications services or imposing or collecting any taxes, fees, or charges not specifically authorized under state law; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

By Senator Gibson—

SB 598—A bill to be entitled An act relating to elections; amending s. 97.053, F.S.; revising a reference to the deadline for a person who cast a provisional ballot to present evidence verifying authenticity of certain information in a voter registration application, to conform; amending s. 101.048, F.S.; extending the timeframe for which a person who cast a provisional ballot may present written evidence supporting his or her eligibility to vote; revising requirements for instructions provided to a person who casts a provisional ballot, to conform; requiring the supervisor to provide certain notification to a person whose provisional ballot was rejected; requiring the supervisor to allow a person who voted a provisional ballot to present identification and submit an affidavit to cure an unsigned Provisional Ballot Voter's Certificate and Affirmation or a provisional ballot rejected due to a signature discrepancy; prescribing the form and content of the affidavit; providing instructions to accompany each affidavit; requiring the affidavit, instructions, and the supervisor's contact information to be posted on specified websites; requiring the supervisor to attach a received affidavit to the corresponding provisional ballot envelope; amending s. 101.68, F.S.; requiring the supervisor to allow submission of an affidavit to cure signature discrepancies on a vote-by-mail ballot; extending the timeframe for which an elector may submit a vote-by-mail ballot affidavit to cure a rejected ballot; providing an effective date.

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

By Senators Grimsley and Montford—

SB 600—A bill to be entitled An act relating to the Rural Economic Development Initiative; amending s. 288.0001, F.S.; requiring an analysis of the Rural Economic Development Initiative and rural areas of opportunity; amending s. 288.0656, F.S.; revising legislative intent relating to the Rural Economic Development Initiative; redefining the term "rural area of opportunity"; revising the duties, responsibilities, and membership of the Rural Economic Development Initiative; deleting a provision limiting the number of rural areas of opportunity that may be designated; revising reporting requirements; amending ss. 163.3177, 163.3187, 257.193, 288.019, 288.06561, 290.0055, 290.06561, 337.403, 339.2818, 339.2819, 339.63, 479.16, and 627.6699, F.S.; conforming cross-references; providing an effective date.

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

By Senator Garcia—

SB 602—A bill to be entitled An act relating to the presidential preference primary; amending s. 97.041, F.S.; authorizing certain pre-registered voter registration applicants to vote in the presidential preference primary; prohibiting such persons from voting on any other race, amendment, or ballot measure on the ballot; providing that such persons are not considered electors for purposes of the Florida Election Code; amending s. 98.461, F.S.; requiring the supervisor of elections to generate a separate precinct register containing preregistered voter registration applicants eligible to vote in the presidential preference primary; providing an effective date.

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

By Senator Simmons—

SB 604—A bill to be entitled An act relating to education funding; amending s. 1011.71, F.S.; revising the amount each school board may levy for certain purposes; revising the purposes for which a school district may levy additional millage by specified means to include fixed capital outlay; providing an effective date.

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

By Senator Clemens—

SB 606—A bill to be entitled An act relating to aged prison inmates; amending s. 921.002, F.S.; authorizing defendants 65 years of age or older who receive favorable determinations from the commission under discretionary and revocable release programs to serve less than 85 percentage of their sentences; authorizing the reduction in sentence up to a specified percentage based on such determination; amending s. 945.6034, F.S.; requiring the Department of Corrections to consider the needs of inmates older than 50 years of age and adopt health care standards for that population; creating s. 947.148, F.S.; requiring the Florida Commission on Offender Review, in conjunction with the department, to establish a supervised conditional elderly release program; providing criteria for program eligibility; requiring that the petition to participate in the program include certain documents; prohibiting inmates from filing new petitions under certain circumstances; requiring specified matters to be decided in meetings that are open to the public; authorizing certain persons to make a statement regarding an inmate's supervised release under the program; requiring that the commission notify certain persons within a specified period regarding specified matters; authorizing the commission to approve an inmate's participation in the program under certain circumstances; requiring the commission to review certain information in considering an inmate's eligibility for the program; requiring an examiner to interview an inmate who has filed a petition for supervised release under the program within a specified time; requiring the examiner to explain the program and review certain criteria; requiring that the examiner deny the petition or recommend a release date for the inmate; prohibiting use of the program under certain circumstances; requiring a panel of commissioners to establish terms and conditions of the supervised release under certain circumstances; specifying required conditions for participating in the program; providing exceptions; authorizing the commission to impose special conditions of supervised release; authorizing the inmate to request a review of the terms and conditions of supervised release; specifying the length of the supervised release; providing that participation in the program is voluntary; requiring the commission to specify in writing the terms and conditions of release and provide a certified copy to the inmate; authorizing the trial court judge to enter an order to retain jurisdiction over the offender; providing a limitation of the trial court's jurisdiction; providing for accrual of gain-time; providing procedures if the trial court retains jurisdiction of the inmate; requiring a correctional probation officer to supervise an inmate who is released under the program; requiring rulemaking; amending s. 947.141, F.S.; conforming provisions to changes made by the act; authorizing the arrest of a releasee under certain circumstances; requiring that the proceedings take place under certain circumstances; amending s. 947.149, F.S.; defining the term "elderly and infirm inmate"; expanding eligibility for conditional medical release to include elderly and infirm inmates; reenacting ss. 947.1405(1) and 947.146(12) and (14), F.S., relating to a short title and the Control Release Authority, respectively, to incorporate the amendment made to s. 947.141, F.S., in references thereto; providing an effective date.

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

By Senator Clemens—

SB 608—A bill to be entitled An act relating to decreasing penalties for certain criminal acts; amending s. 316.061, F.S.; decreasing the penalty for a driver of a vehicle involved in a crash resulting only in damage to a vehicle or other property if such driver does not stop; amending s. 316.1301, F.S.; deleting a criminal penalty prohibiting a person on a public street or highway from carrying a white or white

tipped with red cane or walking stick unless the person is totally or partially blind; amending s. 316.2956, F.S.; decreasing the penalty for a person who sells or installs sunscreening material in violation of specified provisions; amending s. 316.545, F.S.; decreasing the penalties for a person who refuses to submit to the weighing of a vehicle after being required to do so by an officer; amending s. 316.646, F.S.; decreasing the penalty for a person who is required to maintain certain motor vehicle insurance coverage and who presents proof of insurance knowing that such insurance is not currently in force; amending s. 318.14, F.S.; decreasing the penalty for a person who willfully refuses to accept and to sign a citation indicating a promise to appear in a hearing; amending s. 319.33, F.S.; decreasing the penalty for a person who knowingly and with intent to defraud commits specified actions with regard to a certificate of title, registration, bill of sale, or other indicia of ownership of a motor vehicle or mobile home; amending s. 322.03, F.S.; decreasing the penalty for a resident of this state who operates a commercial motor vehicle without possessing a commercial driver license under certain circumstances; amending s. 322.055, F.S.; restricting, rather than revoking, the driver license or driving privilege of a person to business or employment purposes only, if the person is 18 years of age or older, is convicted of certain drug offenses, and otherwise qualifies for such a license; authorizing such person to petition for the restoration of the license or driving privilege; amending s. 562.111, F.S.; decreasing the penalty for possession of alcoholic beverages by a person under 21 years of age; amending s. 562.14, F.S.; decreasing the penalty for selling, consuming, serving, or allowing to be served in a place having a license between midnight and 7 a.m. the next day; amending s. 562.50, F.S.; decreasing the penalty for selling, giving away, disposing of, exchanging, or bartering certain beverages or articles with a habitual drunkard after receiving notice from a family member about such person's condition; amending s. 812.014, F.S.; increasing the minimum monetary value of stolen property for the crime of grand theft of the third degree; revising the list of offenses that make up grand theft of the third degree; decreasing the penalty for stealing property or a stop sign; decreasing the penalty for a third or subsequent offense for petit theft; amending s. 893.13, F.S.; decreasing the penalty for the possession of 20 grams or less of cannabis; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending ss. 932.701 and 985.557, F.S.; conforming cross-references; reenacting ss. 318.18(3)(f) and 318.21(4), F.S., relating to amounts of penalties and disposition of civil penalties by county courts, respectively, to incorporate the amendment made to s. 316.1301, F.S., in references thereto; reenacting ss. 316.516(1), 316.655(1), 318.17, and 318.18(4), F.S., relating to width, height, and length for inspection; penalties; excepted offenses; and the amount of penalties, to incorporate the amendment made to s. 316.545, F.S., in references thereto; reenacting s. 320.02(5)(a), relating to proof of insurance coverage, to incorporate the amendment made to s. 316.646, F.S., in a reference thereto; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 538.23(2), 550.6305(10), 634.319(2), 634.421(2), 636.238(3), 642.038(2), 705.102(4), 812.015(2), 812.0155(1) and (2), 812.14(4), (7), and (8), and 893.138(3), F.S., relating to adverse possession without color of title, felony theft violations, clinic responsibilities, investigating suspected criminal violations or fraudulent activity related to theft, moneys received by contractors, violations and penalties, theft and penal sanctions for theft, reporting and accounting for funds, reporting and accounting for funds, penalties for specified violations, reporting and accounting for funds, reporting lost or abandoned property, second or subsequent conviction for petit theft, suspension of driver license following an adjudication of guilt for theft, theft of utility services, and local administrative action to abate a stolen-property-related public nuisance, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; reenacting ss. 397.451(4)(b), 435.07(2), 775.084(1)(a), 810.02(3), 831.311(1), 893.15, and 921.187(1)(l), F.S., relating to background checks of service provider personnel, exemptions from disqualifications, the definition of the term "habitual felony offender," burglary, prohibited actions for violations of s. 893.13, F.S., rehabilitation, and additional assessments for certain violations, respectively, to incorporate the amendment made to s. 893.13, F.S., in references thereto; providing an effective date.

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

By Senator Steube—

SB 610—A bill to be entitled An act relating to firearms; creating s. 768.38, F.S.; providing legislative intent; requiring a business, organization, or entity that prohibits a concealed weapon or firearm licensee from carrying a weapon or firearm onto its property to assume certain responsibility for the safety and defense of such licensee; providing that the responsibility of such business, organization, or entity extends to the conduct of certain people and animals; providing a cause of action for a concealed weapon or firearm licensee who incurs injury, death, damage, or loss as the result of certain acts or attacks occurring on the property of such business, organization, or entity or on other specified properties; authorizing a licensee to recover attorney fees and specified costs; specifying a statute of limitations for bringing such action; requiring a business, organization, or entity with such prohibition to clearly display specified information; specifying requirements that a plaintiff must prove to prevail in a cause of action; providing an effective date.

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

By Senator Gibson—

SB 612—A bill to be entitled An act relating to federal matching funds information; amending s. 216.013, F.S.; conforming a cross-reference; amending s. 216.023, F.S.; requiring each state agency and the judicial branch to provide, as a part of the legislative budget request, specified information concerning federal programs; providing an effective date.

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

By Senators Brandes, Rouson, and Steube—

SB 614—A bill to be entitled An act relating to medical marijuana; repealing s. 381.986, F.S., relating to the compassionate use of low-THC and medical cannabis; creating s. 381.99, F.S.; providing a short title; creating s. 381.991, F.S.; defining terms; creating s. 381.992, F.S.; authorizing a qualifying patient or his or her caregiver to purchase, acquire, and possess up to the allowed amount of marijuana, medical marijuana products, and associated paraphernalia for a qualifying patient's medical use; authorizing a medical marijuana treatment center (MMTC), including its employees and contractors, to perform certain activities; authorizing certified independent testing laboratories and their employees or contractors to receive and process marijuana for the sole purpose of testing the marijuana for compliance with the act; specifying that certain provisions do not exempt persons from the prohibition against driving under the influence; providing that specified provisions apply to the smoking of marijuana or medical marijuana products; authorizing the department to restrict the smoking of marijuana or such products at certain facilities; creating s. 381.993, F.S.; providing that a physician must certify, on a specified form, that a patient is suffering from a debilitating medical condition and that the benefits to the patient of using marijuana outweigh the potential health risks before a patient may register with the department and obtain a registry identification card; requiring the certification to specify the length of time recommended for the use of marijuana or a medical marijuana product; specifying that the allowable amount for any patient may not exceed a maximum determined by department rule; authorizing physicians to submit the physician certification form electronically through the department's website or by mail; providing criteria for the certification of patients by physicians; requiring patients who wish to use marijuana or medical marijuana products to register with the department; providing requirements for registration; authorizing adult qualifying patients to authorize caregivers; requiring the consent of a parent or legal guardian for minor patients; providing requirements for caregivers; prohibiting caregivers from registering to assist more than one patient at any given time unless specified circumstances are met; requiring the department to designate the parent or legal guardian of a qualifying minor patient as the patient's caregiver; prohibiting qualifying minor patients from purchasing or acquiring marijuana and medical marijuana products; requiring the department to notify the qualifying patient that the caregiver's application for registration is disallowed; specifying the responsibilities of the department; requiring

the department to create a patient and caregiver registration form and a physician certification form and make those forms available to the public by a specified date; requiring the registration form to allow the patient to include specified information; requiring the department to create and make available to the public a specified caregiver training course by a specified date; requiring the department to enter the information for the qualifying patient or his or her caregiver into the medical marijuana patient registry and to issue a medical marijuana patient registry identification card to the patient and the caregiver after the receipt of specified documents; requiring that medical marijuana registry identification cards be resistant to counterfeiting and include specified information; providing that patient and caregiver registration and medical marijuana patient registry identification cards expire 1 year after the date of issuance; requiring a qualifying patient to submit proof of continued Florida residency and a physician to certify specified information in order to renew a registration or medical marijuana patient registry identification card; providing for the disqualification of patients and caregivers; requiring the department to notify specified persons of a change in registration status in specified circumstances; requiring the department to give notice within a specified timeframe to the qualifying patient and the caregiver before removing the patient or caregiver from the medical marijuana patient registry; requiring the qualifying patient or caregiver to return specified items within a specified timeframe after receiving the notification; requiring a retail facility to notify the department upon the receipt of such items; authorizing the retail facility to notify the department electronically; requiring the personal representative of a patient or a caregiver to return the identification card of the patient or caregiver to the retail facility after his or her death; requiring the retail facility to update the medical marijuana patient registry and notify the department after the return of the identification cards; authorizing the retail facility to notify the department electronically; requiring the department, on a quarterly basis, to compare all qualifying patients and caregivers in the medical marijuana patient registry with the records of deaths on file on the electronic death registration system and to adjust the file of the patient or caregiver accordingly within a certain timeframe; requiring the department to notify law enforcement of the expired or cancelled identification card in certain circumstances; authorizing the department to adopt rules to implement a process for MMTCs to accept and dispose of returned marijuana or medical marijuana products and registry identification cards; creating s. 381.994, F.S.; requiring that the department create a secure, online, electronic medical marijuana patient registry containing a file containing specified information for each qualifying patient, caregiver, and certifying physician; requiring that the medical marijuana patient registry meet specified criteria; creating s. 381.995, F.S.; requiring the department to establish operating standards for the cultivation, processing, packaging, and labeling of marijuana and procedures and requirements for the registration of MMTCs by a specified date; providing for the registration of MMTCs and certain of their principles, employees and contractors; requiring the department to charge registration fees that may not exceed specified amounts; requiring the department to develop a registration form for MMTCs which must require the applicant to provide specified information; requiring the department to begin registering MMTCs by a specified date; requiring MMTCs to provide specified documentation and to pay a performance and compliance bond in a specified amount, which is subject to forfeiture; prohibiting registration from taking place until all principals, employees, and contractors who will participate in the operations of the MMTC have registered with the department and have been issued identification cards; providing a 2-year registration period and requiring that renewals comply with a process established by department rule; requiring MMTCs to obtain certain licenses before engaging in certain activities; authorizing the department to charge application and license fees for cultivation licenses; specifying fees for specified licenses and facility permits; requiring the department to begin issuing cultivation and processing licenses by a specified date; authorizing MMTCs to apply for cultivation and processing licenses; providing application requirements; providing for expiration and renewal of licenses; requiring licensees to obtain an operating permit from the department for each facility before beginning cultivation and processing; requiring the department to inspect facilities for which operating permits are sought; requiring the department to approve or disapprove applications within a specified timeframe; prohibiting facilities from certain operations if their permit has expired; requiring cultivation and processing facilities to be secure, closed to the public, and not within a specified proximity to specified schools, child care facilities, or specified licensed service providers; authorizing the department to establish rules providing addi-

tional security and zoning requirements; providing that licensees may use contractors to assist in the cultivation and processing of marijuana, but holding licensees responsible for their actions; requiring principals and employees of contractors who participate in the operations of the licensee to be registered with the department and to have MMTC employee identification cards; requiring cultivation and processing licensees to destroy certain marijuana byproducts within a specified timeframe; requiring MMTCs that transport or deliver marijuana outside of the property owned by the licensee to hold a transportation license; requiring the department to begin issuing retail licenses by a specified date; providing requirements for application; providing for the expiration and renewal of licenses; requiring licensees to obtain an operating permit from the department for each dispensing facility before dispensing or storing marijuana or medical marijuana products; providing a permitting process; requiring the department to act on permit applications within a certain timeframe; requiring an MMTC that holds a retail license to have a separate operating permit for each retail facility it operates; prohibiting the department from granting an operating permit if a proposed retail facility is located on the same property as a cultivation or processing facility or if it is located proximate to specified schools or facilities; restricting the number of available retail licenses in a county based on population; authorizing a governing body of a county or municipality to refuse to allow a retail facility within its jurisdiction; prohibiting the department from licensing a retail facility in a county or municipality that has prohibited retail facilities by ordinance; authorizing a county or municipality to levy a local business tax on a retail facility; authorizing the department to employ a lottery system for the issuance of permits in certain circumstances; limiting the number of operating permits that may be issued to a single MMTC in those circumstances; providing for the expiration and renewal of operating permits; providing requirements for retail licensees and their employees in the dispensing of marijuana to qualifying patients and their caregivers; prohibiting a retail facility from repackaging or modifying a medical marijuana product that has been packaged for retail sale by a cultivation or processing licensee; authorizing retail licensees to contract with certain MMTCs to transport marijuana and medical marijuana products between properties owned by the retail licensee and to make deliveries to and pick up returns from the residences of qualifying patients; prohibiting onsite consumption of marijuana or medical marijuana products at retail facilities; requiring the department to adopt rules governing the issuance of transportation licenses to MMTCs and the permitting of vehicles; authorizing MMTCs to apply for retail licenses and providing application requirements; prohibiting the transportation of marijuana or medical marijuana products on the property of an airport, seaport, or spaceport; authorizing a transportation licensee to transport marijuana or medical marijuana products in specified permitted vehicles; specifying the fee for vehicle permits; providing requirements for the designation of drivers and requiring that designations be displayed in a vehicle at all times; providing for expiration of the permit in certain circumstances; requiring the department to cancel a vehicle permit upon the request of specified persons; providing that the licensee authorizes the inspection and search of his or her vehicle by certain persons without a search warrant for purposes of determining compliance with the act; authorizing certain MMTCs to deliver or contract for the delivery of marijuana and medical marijuana products to qualifying patients and their caregivers; providing requirements for and restrictions on such delivery; prohibiting a county or municipality from prohibiting deliveries; requiring the department to adopt rules governing the delivery of marijuana and medical marijuana products to qualifying patients and their caregivers; authorizing licensees to use contractors to assist with the transportation of marijuana or medical marijuana products; providing requirements for such transportation; requiring that principals and employees of contractors contracted by a licensee be registered with the department and issued an employee identification card; prohibiting MMTCs from advertising marijuana or medical marijuana products; defining the term "advertise"; providing that inspections of MMTC facilities are preempted to the state and may be conducted by the department; requiring the department to inspect and license specified facilities of MMTCs before those facilities begin operations; requiring the department to conduct such inspection at least once every 2 years; authorizing the department to conduct additional or unannounced inspections at reasonable hours; authorizing the department to test marijuana or medical marijuana products to ensure that they meet the standards established by the department; authorizing the department, through an interagency agreement, to perform joint inspections of such facilities; requiring the department to adopt rules by a

specified date governing access to licensed facilities which impose specified requirements on limited access areas, restricted access areas, and general access areas at all licensed facilities; authorizing the department to adopt rules governing visitor access; requiring the department to adopt rules governing the registration of MMTC principals, employees and contractors; authorizing the department to charge a reasonable fee for MMTC employee identification cards; requiring that MMTCs submit an application for the registration of a person they intend to hire or contract with in certain circumstances; requiring the department to adopt by rule a form for submitting an employee registration; specifying the information that must be provided by applicants; requiring the department to register certain persons and to issue them MMTC employee identification cards that meet certain requirements; requiring MMTCs to notify the department of any changes in status of such employees or contactors within a specified timeframe; providing that MMTCs are responsible for knowing and complying with specified laws and rules; requiring that the licensed premises comply with security and surveillance requirements established by the department by rule before the licensee can undertake specified actions; requiring that specified areas of the licensed facility be clearly identified as such by signage approved by the department; requiring that a licensee possess and maintain possession of the premises for which the license is issued; requiring a licensee to keep a complete set of all records necessary to show fully the business transactions of the licensee for specified tax years; requiring a licensee to establish an inventory tracking system that is approved by the department; requiring that marijuana or medical marijuana products meet the labeling and packaging requirements established by department rule; requiring the department to adopt by rule a schedule of violations in order to impose fines not to exceed a specified amount per violation; requiring the department to consider specified factors in determining the amount of the fine to be levied; authorizing the department to suspend, revoke, deny, or refuse to renew a license of an MMTC or impose a specified administrative penalty for specified acts and omissions; requiring the department to maintain a publicly available, easily accessible list on its website of all permitted retail facilities; providing for the grandfathering of MMTCs that meet specified requirements by a specified date; requiring the department to issue specified licenses and permits; creating s. 381.9951, F.S.; providing that the sale of marijuana and medical marijuana products is subject to the sales tax under ch. 212, F.S.; requiring the Department of Revenue to deposit, in the same month as the Department of Revenue collects such taxes, all proceeds of sales taxes collected on the sale of marijuana and medical marijuana products into the Education and General Student and Other Fees Trust Fund; specifying the use of such funds; creating s. 381.996, F.S.; providing requirements for marijuana testing and labeling; requiring the Department of Health to adopt by rule a certification process and testing standards for independent testing laboratories; requiring the Department of Agriculture and Consumer Services to provide resources to the department; prohibiting cultivation licensees and processing licensees from distributing or selling marijuana or medical marijuana products to retail licensees unless specified conditions are met; providing that independent laboratories are not required to be registered as MMTCs or to hold transportation licenses to transport or receive marijuana or medical marijuana products for testing purposes; requiring independent testing laboratories to conduct specified testing and to report specified findings to the department; requiring that such findings include specified information; requiring the department to establish by rule a comprehensive tracking and labeling system for marijuana plants and products; authorizing the department to adopt rules that establish qualifications for private entities that provide product tracking services and to establish a preferred vendor list; requiring that medical marijuana and medical marijuana products that meet testing standards be packaged in a specified manner; providing an exception; requiring a retail licensee to affix an additional label to each medical marijuana product which includes specified information; requiring the department to establish specified standards for quality, testing procedures, and maximum levels of unsafe contaminants by a specified date; requiring the department to create a list of individual cannabinoids for which marijuana and medical marijuana products must be tested; creating s. 381.997, F.S.; providing penalties for specified violations; creating s. 381.998, F.S.; providing that this act does not require specified insurance providers or a health care services plan to cover a claim for reimbursement for the purchase of medical marijuana; providing that the act does not restrict such coverage; creating s. 381.9981, F.S.; authorizing the department to adopt rules to implement this act; amending ss. 385.211, 499.0295, 893.02, and 1004.441, F.S.; conforming provisions to changes made by

the act; authorizing the University of Florida, in consultation with a veterinary research organization, to conduct specified research for treatment of animals with seizure disorders or other life-limiting illnesses; prohibiting the use of state funds for such research; providing for severability; providing effective dates.

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

By Senator Steube—

SB 616—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to temporarily surrender a weapon or firearm if the licensee approaches courthouse security or management personnel upon arrival and follows their instructions; providing an effective date.

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

By Senator Steube—

SB 618—A bill to be entitled An act relating to concealed weapons and firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to carry a concealed weapon or firearm into any area of an airport excluding the sterile area; providing an effective date.

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

By Senator Steube—

SB 620—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to carry a concealed weapon or firearm into any meeting or committee meeting of the Legislature; providing an effective date.

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

By Senator Steube—

SB 622—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; prohibiting a concealed weapons or concealed firearms licensee from carrying a concealed weapon or firearm into any athletic event for a K-12 school, college, or university which is not related to firearms; authorizing a concealed weapons or concealed firearms licensee to carry a concealed weapon or firearm into any college or university facility; deleting an exception authorizing a student, employee, or faculty licensee to carry specified nonlethal weapons; amending s. 790.115, F.S.; conforming a provision to changes made by the act; conforming a cross-reference; amending s. 1001.64, F.S.; authorizing each board of trustees of Florida College System institutions to place restrictions on the unlawful use or possession of firearms or weapons; amending s. 1001.706, F.S.; authorizing the Board of Governors to place restrictions on the unlawful use or possession of firearms or weapons; providing an effective date.

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

By Senator Steube—

SB 624—A bill to be entitled An act relating to body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies that permit law enforcement officers to wear body cameras to establish policies and procedures that include general guidelines for the law enforcement officers to review relevant audio and video recordings before taking certain actions; providing an effective date.

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

By Senator Steube—

SB 626—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to carry a concealed weapon or firearm into any meeting of the governing body of a county, public school district, municipality, or special district; providing an effective date.

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

By Senators Garcia and Campbell—

SB 628—A bill to be entitled An act relating to transmission of disease through bodily fluids; amending s. 381.0041, F.S.; reclassifying a criminal offense relating to the donation of blood, plasma, organs, skin, or other human tissue; providing an exception to allow such donation when deemed medically appropriate by a licensed physician; amending s. 384.23, F.S.; defining the terms “sexual conduct” and “substantial risk of transmission”; amending s. 384.24, F.S.; expanding the scope of unlawful acts by a person infected with a sexually transmissible disease; amending s. 384.34, F.S.; reclassifying specified criminal offenses; eliminating a fine for specified rule violations; amending s. 775.0877, F.S.; requiring that a person who commits, rather than one who attempts to commit, an offense involving the transmission of semen or vaginal secretions must undergo HIV testing; eliminating the application of the section to certain offenses; revising disclosure requirements; reclassifying specified criminal offenses; amending s. 796.08, F.S.; authorizing, rather than requiring, an infected arrestee to request, rather than to submit to, appropriate treatment; requiring the Department of Health to pay any costs associated with the screening of such arrestees; eliminating requirements that persons convicted of specified offenses undergo screening for a sexually transmitted disease; eliminating certain crimes related to prostitution; amending s. 960.003, F.S.; substantially revising the focus of the section from the testing of alleged perpetrators and the disclosure of results of that testing to the medical treatment and care of victims of sexual assault involving the exchange of bodily fluids presenting a substantial risk of HIV infection; revising legislative findings; requiring that the department refer such victims to medical services; requiring that the medical services include the offer of postexposure prophylaxis; requiring the department to ensure that certain out-of-pocket expenses to victims not exceed a specified amount; amending ss. 381.004, 921.0022, and 951.27, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Campbell, Artiles, and Mayfield—

SB 630—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (87), F.S., relating to the definitions of “local hearing officer” and “traffic infraction detector”; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations, respectively; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to a required notification; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.545, 316.613, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

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

By Senator Brandes—

SB 632—A bill to be entitled An act relating to publicly funded defined benefit retirement plans; reordering and amending s. 112.625, F.S.; defining the term “long-range return rate”; amending s. 112.63, F.S.; revising requirements for actuarial reports submitted by a retirement plan or system subject to part VII of ch. 112, F.S., to conform; amending s. 112.64, F.S.; prohibiting the actuarial assumed rate of return of a plan or system from exceeding the long-range return rate, as of a specified date; specifying the length of time that a long-range return rate is in effect; specifying the method of reducing the actuarial assumed rate of return if certain conditions exist; prescribing reporting requirements for a plan or system with an actuarial assumed rate of return in excess of the long-range return rate; amending ss. 175.261 and 185.221, F.S.; conforming cross-references; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Campbell—

SB 634—A bill to be entitled An act relating to involuntary examinations under the Baker Act; amending s. 394.455, F.S.; defining terms; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to execute a certificate under certain conditions stating that he or she has examined a person and finds the person appears to meet the criteria for involuntary examination; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.2007, F.S.; conforming cross-references; providing an effective date.

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

By Senator Clemens—

SB 636—A bill to be entitled An act relating to income inequality; providing a short title; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study to identify the legislative actions and funding necessary to achieve specified goals; specifying actions that may be included in the study; requiring the office to submit a report to the Legislature by a certain date; providing an effective date.

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

By Senator Clemens—

SB 638—A bill to be entitled An act relating to income inequality impact statements; creating s. 11.52, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to prepare an income inequality impact statement for proposed legislation upon the request of a member of the Legislature; specifying requirements for the impact statement; providing an effective date.

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

By Senator Steube—

SB 640—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to carry a concealed weapon or firearm into any career center; amending s. 790.115, F.S.; conforming provisions to changes made by the act; reenacting ss. 790.251(7)(a), 943.051(3)(b), 985.11(1)(b), 985.25(1)(b), 985.255(1)(e), and 985.557(1)(a), F.S., relating to exceptions to specified prohibited acts, fingerprinting of a minor for commission of specified crimes, fingerprinting and photographing a child who is charged with specified crimes, placing a child in secure or nonsecure detention care, a circumstance under which the court may order continued detention at a required detention hearing for a child, and the discretionary direct filing of an information seeking adult

sanctions for a child, respectively, to incorporate the amendment made to s. 790.115, F.S., in references thereto; providing an effective date.

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

By Senator Garcia—

SB 642—A bill to be entitled An act relating to public educational facilities; amending s. 1013.35, F.S.; providing requirements for determining the capacity of facilities in certain schools as reported in the Florida Inventory of School Houses; amending s. 1013.37, F.S.; requiring the Commissioner of Education to grant an exemption from the State Requirements for Educational Facilities to a district school board under certain circumstances; requiring such district school board to comply with certain Florida Building Code and Florida Fire Prevention Code provisions; amending s. 1013.64, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Steube—

SB 644—A bill to be entitled An act relating to openly carrying a handgun; amending s. 790.06, F.S.; authorizing a concealed weapons or firearms licensee to openly carry a handgun; reenacting s. 790.053(1), F.S., relating to the open carrying of weapons, to incorporate the amendment made to s. 790.06, F.S., in a reference thereto; providing an effective date.

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

By Senator Steube—

SB 646—A bill to be entitled An act relating to weapons and firearms; amending s. 790.053, F.S.; deleting a statement of applicability relating to violations of carrying a concealed weapon or firearm; reducing the penalty for a violation of specified provisions relating to openly carrying weapons; making a fine payable to the clerk of the court; amending s. 790.06, F.S.; providing that a person licensed to carry a concealed weapon or firearm who is lawfully carrying a firearm does not violate certain provisions if the firearm is temporarily and openly displayed; authorizing each member of the Florida Cabinet to carry a concealed weapon or firearm if he or she is licensed to carry a concealed weapon or firearm and does not have full-time security provided by the Department of Law Enforcement; reducing the penalty for a violation of specified provisions relating to carrying concealed weapons or firearms in prohibited places; making a fine payable to the clerk of the court; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., both relating to fingerprinting of a minor for violating specified provisions, to incorporate the amendment made to s. 790.053, F.S., in references thereto; providing an effective date.

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

By Senators Book and Farmer—

SB 648—A bill to be entitled An act relating to weapons and firearms; amending s. 790.115, F.S.; increasing the penalties for a person who exhibits a weapon in a certain way in the presence of one or more persons on or near a school or school activity; increasing the penalties for a person who stores or leaves a loaded firearm within the reach or easy access of a minor who obtains the firearm and commits specified violations; creating criminal penalties for the discharge of a firearm obtained by a minor if a person stores or leaves a loaded firearm within the reach or easy access of such minor; increasing the penalties for a person who discharges a weapon or firearm in violation of a specified provision; amending s. 790.174, F.S.; increasing the penalties for a person who fails to store or leave a firearm in a specified manner and as a result, a minor gains access to the firearm and the minor possesses or exhibits the firearm in a public place or in a specified manner; creating

criminal penalties for the discharge of a firearm obtained by the minor if a person violates certain provisions; amending s. 790.22, F.S.; creating criminal penalties for an adult who violates specified provisions, resulting in the child exhibiting a weapon in a certain way in the presence of one or more persons on or near a school or school activity; creating criminal penalties for an adult who violates specified provisions, resulting in the discharge of a firearm obtained by a child; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; reenacting s. 409.175(5)(f), F.S., relating to the adoption of a form used by child-placing agencies, to incorporate the amendment made to s. 790.174, F.S., in a reference thereto; providing an effective date.

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

By Senator Book—

SB 650—A bill to be entitled An act relating to retail establishments and shopping centers; creating s. 316.1966, F.S.; requiring certain parking lots to contain a minimum amount of parking spaces designated for use by expectant mothers, subject to certain requirements; requiring the Department of Transportation to establish requirements for signage and markings for such parking spaces; amending s. 383.015, F.S.; requiring certain retail establishments and shopping centers to provide and maintain breastfeeding areas; defining the term “breastfeeding area”; providing an effective date.

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

By Senator Book—

SB 652—A bill to be entitled An act relating to sheriff budgets; amending s. 30.50, F.S.; authorizing a sheriff to transfer funds among any of the budget appropriations for specified expenditures; providing an effective date.

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

By Senator Latvala—

SB 654—A bill to be entitled An act relating to transportation; amending s. 320.08, F.S.; providing for a future reduction in specified fees from annual license taxes which must be deposited into the General Revenue Fund; providing for the subsequent deletion of the requirement that specified fees from annual license taxes be deposited into the General Revenue Fund; providing effective dates.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bean—

SB 656—A bill to be entitled An act relating to education; amending s. 1001.215, F.S.; revising the duties of the Just Read, Florida! Office; amending s. 1001.42, F.S.; requiring certain schools to include specific information in the school’s improvement plan; requiring certain schools to implement an early warning system for students who meet specific criteria; requiring certain school personnel to monitor data from the early warning system and perform certain duties when a student exhibits specified indicators; amending s. 1002.20, F.S.; revising requirements for notifying a parent of a student with a substantial reading deficiency; amending s. 1002.59, F.S.; revising the emergent literacy and performance standards training course requirements to include specific reading instruction; amending s. 1002.67, F.S.; requiring the Office of Early Learning to approve specific Voluntary Prekindergarten Education Program assessments and establish requirements for individuals administering the assessments; requiring certain pre-kindergarten students to receive specific reading instruction; requiring the office to identify certain guidelines by rule and provide examples of certain instructional strategies; amending s. 1002.69, F.S.; conforming provisions; requiring data from the statewide kindergarten screening to be used to identify certain students; amending s. 1004.04, F.S.; revising

core curricula requirements for certain teacher preparation programs to include certain reading instruction and interventions; revising certain requirements related to clinical education training and preservice field experiences; amending s. 1004.85, F.S.; requiring certain educator preparation institutes to provide evidence of specified reading and technology instruction as a condition of program approval and continued approval; amending s. 1008.25, F.S.; requiring district school boards to allocate certain instruction resources to certain students deficient in reading; revising criteria and requiring the State Board of Education to identify guidelines for determining whether certain students have a substantial deficiency in reading; providing that students with a substantial reading deficiency must be covered by certain plans; revising the parental notification requirements for students with a substantial deficiency in reading; requiring a school to provide updates to parents of students who receive certain services; requiring the Department of Education to develop or contract with another entity to develop a handbook containing specific information for parents of students with a substantial reading deficiency; defining the terms “dyslexia” and “dyscalculia”; requiring schools to provide certain instruction to students who received a good cause exemption from retention; revising grounds for such good cause exemption; revising intervention requirements for certain retained students; revising provisions relating to the Intensive Acceleration Class for retained students in certain grades; revising student progress evaluation requirements; amending s. 1008.345, F.S.; revising reporting requirements of the Commissioner of Education relating to the state system of school improvement and education accountability; amending s. 1011.67, F.S.; revising the contents of a comprehensive staff development plan required for each school district to receive instructional materials funds; amending s. 1012.585, F.S.; revising requirements for renewal of professional teaching certificates; amending s. 1012.586, F.S.; authorizing the department to recommend consolidation of endorsement areas and requirements for endorsements for teacher certificates; requiring the department to review and make recommendations regarding certain subject coverage or endorsement requirements; providing construction; amending s. 1012.98, F.S.; revising duties and requirements for implementation of the School Community Professional Development Act; providing an effective date.

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

By Senator Rader—

SB 658—A bill to be entitled An act relating to the Special Risk Class of the Florida Retirement System; amending s. 121.0515, F.S.; adding 911 public safety telecommunicators to the class; requiring such members to have their retirement benefits calculated in accordance with provisions for Regular Class members; conforming cross-references; amending s. 121.091, F.S.; conforming a provision to changes made by the act; amending s. 121.71, F.S.; specifying the required employer retirement contribution rates for the new membership subclass of 911 public safety telecommunicators; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Passidomo—

SB 660—A bill to be entitled An act relating to foreclosure proceedings; creating s. 702.12, F.S.; authorizing a lienholder to submit specified documents in a foreclosure proceeding as evidence of an admission by a defendant; authorizing the lienholder to request that the court take judicial notice of a final order entered in a bankruptcy case; providing that the submission of certain documents creates specified rebuttable presumptions under certain circumstances; specifying that certain defenses are not precluded by this act; providing an effective date.

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

By Senators Young, Latvala, Brandes, and Baxley—

SB 662—A bill to be entitled An act relating to the Cigarette Tax Collection Trust Fund; amending s. 210.20, F.S.; revising, for a specified timeframe, the amount of the net collections of the cigarette tax collected by the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation which is to be paid to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute for certain purposes; making technical changes; providing an effective date.

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

By Senator Bean—

SB 664—A bill to be entitled An act relating to a disaster preparedness tax exemption; providing a sales and use tax exemption for certain tangible personal property related to disaster preparedness during a specified period; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules to implement the exemption; providing an expiration date; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Clemens, Powell, Rouson, Hutson, Farmer, Rodriguez, Stewart, Young, Rader, Torres, Flores, Garcia, Book, and Bracy—

SB 666—A bill to be entitled An act relating to prohibited discrimination; creating the “Florida Competitive Workforce Act”; amending s. 509.092, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination in public lodging establishments and public food service establishments; providing an exception for constitutionally protected free exercise of religion; amending s. 760.01, F.S.; revising the purposes of the Florida Civil Rights Act of 1992 to conform to changes made by the act; reordering and amending s. 760.02, F.S.; defining the terms “gender identity” and “sexual orientation”; amending s. 760.05, F.S.; revising the functions of the Florida Commission on Human Relations, to conform; amending s. 760.07, F.S.; revising provisions regarding remedies for unlawful discrimination to include discrimination based on sexual orientation and gender identity, to conform; amending s. 760.08, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination in places of public accommodation; amending s. 760.10, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to specified unlawful employment practices; providing an exception for constitutionally protected free exercise of religion; amending s. 760.22, F.S.; defining the terms “gender identity” and “sexual orientation” for purposes of the Fair Housing Act; amending ss. 760.23, 760.24, 760.25, and 760.26, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to the sale or rental of housing, provision of brokerage services, financing of housing or in residential real estate transactions, and land use decisions and in permitting of development, respectively; amending s. 760.29, F.S.; revising an exemption from the Fair Housing Act regarding the appraisal of real property, to conform; amending s. 760.60, F.S.; adding sexual orientation and gender identity as impermissible grounds for discrimination with respect to practices of certain clubs; amending s. 419.001, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Bean—

SB 668—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in a reciprocity agreement for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; providing a purpose; requiring the Commis-

sion for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to propose an annual fee schedule and collect fees from Florida institutions participating in the reciprocity agreement; requiring the State Board of Education to approve the fee schedule; providing for deposit of such fees into a specified trust fund; authorizing the council to revoke a Florida institution's participation in the reciprocity agreement for noncompliance; authorizing such institution to withdraw from participation in the reciprocity agreement after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the reciprocity agreement; amending s. 1005.31, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senators Bean, Lee, and Mayfield—

SB 670—A bill to be entitled An act relating to managed care plans' provider networks; amending s. 409.975, F.S.; prohibiting a managed care plan from excluding a pharmacy that meets the credentialing requirements and standards established by the Agency for Health Care Administration and that accepts the terms of the plan; requiring a managed care plan to offer the same rate of reimbursement to all pharmacies in the plan's network; requiring expedited rulemaking; providing an effective date.

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

By Senator Bean—

SB 672—A bill to be entitled An act relating to certificates of nonviable birth; creating the "Grieving Families Act"; amending s. 382.002, F.S.; providing a definition; amending s. 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to electronically receive a certificate of nonviable birth; requiring certain health care practitioners and health care facilities to electronically file a registration of nonviable birth within a specified timeframe; amending s. 382.0085, F.S.; conforming a cross-reference; creating s. 382.0086, F.S.; requiring the Department of Health to issue a certificate of nonviable birth within a specified timeframe upon the request of a parent; requiring the person registering the nonviable birth to advise the parent that a certificate of nonviable birth is available and that the certificate of nonviable birth is a public record; requiring the request for a certificate of nonviable birth to be on a form prescribed by the department and to include certain information; providing requirements for the certificate of nonviable birth; authorizing a parent to request a certificate of nonviable birth regardless of the date on which the nonviable birth occurred; designating the refusal to issue a certificate of nonviable birth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of nonviable birth to calculate live birth statistics; prohibiting specified provisions from being used in certain civil actions; authorizing the department to adopt rules; amending s. 382.0255, F.S.; authorizing the department to collect fees for processing and filing a new certificate of nonviable birth; providing an effective date.

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

By Senator Bean—

SB 674—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing that certain information included in nonviable birth records is confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Bradley—

SB 676—A bill to be entitled An act relating to the availability of health care services; repealing s. 154.245, F.S., relating to the issuance of certificates of need by the Agency for Health Care Administration; amending s. 159.27, F.S.; revising the term "health care facility"; amending s. 189.08, F.S.; removing a requirement that a special district notify a local general-purpose government of its plans to build, improve, or expand a public facility that requires a certification of need; creating s. 381.4066, F.S.; establishing local health councils as public or private nonprofit agencies serving the counties of certain districts; providing for council members to be appointed by county commissions; providing that appointees must represent health care providers, health care purchasers, and nongovernmental health care consumers; requiring a certain schedule to be provided to county commissions regarding council appointments; providing terms; establishing health service planning districts; establishing duties of local health councils; requiring local health councils to enter into memoranda of agreement with certain regional planning councils and local governments in their districts; specifying a requirement for the memoranda of agreement; authorizing local health councils to employ personnel or contract for staffing services; authorizing local health councils to accept and receive funds, grants, and services from governmental agencies and from private or civic sources; requiring an annual accounting of receipts and disbursement of funds; providing legislative intent regarding funding of local health councils; authorizing fees and allowing fees to be collected from certain facilities at the time of licensure renewal and prorated; requiring the agency to adopt by rule fees for hospitals, nursing homes, and other facilities; providing penalties and authorizing fines; delegating to the agency the responsibility for planning health care services in the state; requiring the agency to develop and maintain a comprehensive health care database; requiring the Department of Health to contract with local health councils for certain services; specifying that certain funds must be distributed according to an allocation plan the department develops; authorizing the department to withhold funds or cancel contracts if certain standards are not met; amending s. 395.1055, F.S.; removing a requirement that hospitals must submit certain data related to certificate-of-need reviews; requiring providers of adult diagnostic cardiac catheterization services to comply with the most recent guidelines of the American College of Cardiology, the American Heart Association Guidelines for Cardiac Catheterization and Cardiac Catheterization Laboratories, and the rules of the agency; providing rule requirements; amending s. 395.602, F.S.; deleting the terms "emergency care hospital," "essential access community hospital," "inactive rural hospital bed," and "rural primary care hospital"; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 395.603, F.S.; removing a requirement that the agency adopt by rule a process by which a rural hospital may deactivate general hospital beds; removing a requirement that rural primary care hospitals and emergency care hospitals maintain a number of actively licensed general hospital beds necessary for certification for Medicare reimbursement; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 400.071, F.S.; removing a statement of legislative intent that preference be given to certain applications when reviewing certificate-of-need applications; amending s. 400.606, F.S.; requiring hospices that are initially licensed after a certain date to be accredited by a national accreditation organization; requiring such hospices to establish and maintain freestanding hospice facilities that are engaged in providing inpatient and related services; removing the authority of the agency to deny a license to an applicant that fails to meet any condition for the provision of hospice care or services imposed by the agency on a certificate of need; amending s. 400.6085, F.S.; removing a provision prohibiting hospices contracting for inpatient care beds from being required to obtain an additional certificate of need for the number of designated beds; repealing s. 408.031, F.S., relating to a short title for the Health Facility and Services Development Act; repealing s. 408.032, F.S., relating to definitions for the act; repealing s. 408.033, F.S., relating to local and state health planning; repealing s. 408.034, F.S., relating to the duties and responsibilities of the agency; repealing s. 408.035, F.S., relating to review criteria for certificate-of-need determinations; repealing s. 408.036, F.S., relating to health-care-related projects subject to review; repealing s. 408.0361, F.S., relating to car-

divascular services and burn unit licensure; repealing s. 408.037, F.S., relating to content of certificate-of-need applications; repealing s. 408.038, F.S., relating to fees for certificate-of-need applications; repealing s. 408.039, F.S., relating to the review process for certificates of need; repealing s. 408.040, F.S., relating to conditions imposed on certificates of need; repealing s. 408.041, F.S., relating to the penalties for failing to obtain a valid certificate of need; repealing s. 408.042, F.S., relating to limitations on transfers of certificates of need; repealing s. 408.043, F.S., relating to special provisions relating to certificates of need; repealing s. 408.0436, F.S., relating to a limitation on nursing home certificates of need; repealing s. 408.044, F.S., relating to the authority of the agency to obtain an injunction to restrain or prevent the pursuit of a project in the absence of a valid certificate of need; repealing s. 408.045, F.S., relating to competitive sealed proposals for certificates of need; repealing s. 408.0455, F.S., relating to rules of the agency in effect as of a certain date; amending s. 408.808, F.S.; authorizing the agency to issue an inactive license to a hospital, nursing home, intermediate care facility for the developmentally disabled, or an ambulatory surgical center under certain circumstances; removing authority for the agency to renew an inactive designation for a statutory rural hospital under certain circumstances; repealing s. 651.118, F.S., relating to sheltered nursing home beds and community beds; amending ss. 154.246, 186.503, 220.1845, 376.30781, 376.86, 383.216, 395.0191, 395.1065, 408.07, 408.806, 408.810, 408.820, 409.9116, 641.60, and 1009.65 F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Montford—

SB 678—A bill to be entitled An act relating to financial assistance for water and wastewater infrastructure; amending ss. 403.1835, 403.1838, and 403.8532, F.S.; allowing disbursement of financial assistance for water and wastewater infrastructure projects based upon invoiced costs; providing that recipients are not required to request advance payment; providing for the submission of proof of payment; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

By Senators Baxley and Garcia—

SB 680—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; requiring that anyone charging a fee or premium to post a cash or surety bail bond must be licensed under specified provisions; amending s. 903.26, F.S.; specifying that a defendant's failure to appear before the court in a proceeding for which the surety bond was posted requires the bond and any bonds or money deposited as bail to be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.28, F.S.; clarifying the amount of forfeiture to be remitted under different specified conditions; amending s. 903.31, F.S.; specifying that certain provisions concerning the cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; Criminal Justice; and Rules.

By Senator Stargel—

SB 682—A bill to be entitled An act relating to Medicaid managed care; amending s. 409.964, F.S.; revising parameters relating to the establishment of the Medicaid program; deleting obsolete provisions; amending s. 409.965, F.S.; revising exemptions from the mandatory enrollment of Medicaid recipients in statewide Medicaid managed care; providing exemptions from participation in the long-term care managed care program; requiring the Agency for Health Care Administration to

authorize Medicaid recipients who are eligible for the long-term care managed care program to enroll or remain enrolled in the program, subject to specified requirements; amending s. 409.967, F.S.; requiring the agency to impose fines and authorizing other sanctions for willful failure to comply with specified payment provisions; amending s. 409.979, F.S.; revising eligibility criteria for the long-term care managed care program to conform to exemptions; amending s. 409.982, F.S.; revising parameters under which a long-term care managed care plan must contract with nursing homes and hospices; specifying that the agency must require certain plans to report information on the quality or performance criteria used in making a certain determination; providing effective dates.

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

By Senator Baxley—

SB 684—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term "Internet identifier"; defining the term "social Internet communication"; requiring a sexual predator to register each Internet identifier's corresponding website homepage or application software name with the Department of Law Enforcement through the sheriff's office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff's office; requiring the sexual offender to report any change to each Internet identifier's corresponding website homepage or application software name in person at the sheriff's office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e), F.S., relating to the definition of the term "Internet identifier," to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

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

By Senator Baxley—

SB 686—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; requiring that electronic mail addresses and Internet identifiers of sexual predators or sexual offenders reported pursuant to specified laws be exempt from public record requirements unless otherwise ordered by a court; providing applicability; providing construction; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

By Senator Montford—

SB 688—A bill to be entitled An act relating to the Teacher Scholarship Program; creating s. 1009.897, F.S.; establishing the Teacher Scholarship Program within the Department of Education; providing a purpose of the scholarship program; specifying student eligibility requirements for undergraduate and graduate scholarships under the program; requiring each postsecondary institution to annually certify to

the department by a specified date the names of students who are eligible for the program; requiring each postsecondary institution to notify the department throughout the academic year of whose scholarship should be rescinded due to disenrollment from an eligible teacher program; providing for disbursement of the scholarship awards; providing for stipends; specifying funding and the department's authority to prorate awards under a certain circumstance; providing for rulemaking; providing an effective date.

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

By Senator Baxley—

SB 690—A bill to be entitled An act relating to domestic animals; providing a short title; creating s. 768.1392, F.S.; providing definitions; specifying liability for compensatory damages for the injury or death of a domestic animal; providing applicability; providing an effective date.

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

By Senator Baxley—

SB 692—A bill to be entitled An act relating to student eligibility for K-12 virtual instruction; amending s. 1002.37, F.S.; revising eligibility requirements for specified students to receive part-time instruction at the Florida Virtual School; removing provisions requiring the Auditor General to conduct an operational audit of the Florida Virtual School; amending s. 1002.455, F.S.; authorizing all students, including home education and private school students, to participate in specified virtual instruction options; deleting the eligibility criteria for a student to participate in virtual instruction; amending s. 1003.4282, F.S.; revising the options that a district school board or charter school governing board may offer for a student to satisfy certain online course requirements; amending ss. 1002.33, 1002.45, 1003.498, and 1011.62, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

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

By Senator Hutson—

SB 694—A bill to be entitled An act relating to Medicaid; amending s. 409.904, F.S.; authorizing any state agency or department involved in providing health, social, or human services to make payments for medical assistance for certain persons diagnosed with Acquired Immune Deficiency Syndrome (AIDS); amending s. 409.906, F.S.; removing the Agency for Health Care Administration's ability to consolidate certain home and community-based services; amending s. 409.912, F.S.; deleting the requirement that the agency implement a Medicaid prescription drug management system; amending s. 409.979, F.S.; requiring that Medicaid recipients enrolled in certain home and community-based service Medicaid waivers be transitioned into the long-term care managed care program by January 1, 2018; requiring the agency to seek federal approval to terminate certain waiver programs once all eligible Medicaid recipients have transitioned into the long-term care managed care program; amending ss. 393.0661 and 409.968, F.S.; conforming cross-references; providing an effective date.

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

By Senator Baxley—

SB 696—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring a sponsor to honor irrevocable instructions by a charter school to deposit certain funds; providing that certain sponsor policies and charter contract provisions are void and unenforceable; providing legislative intent; requiring a sponsor to honor security interests, liens, and encumbrances on charter school property, including security interests and liens on public funds, before it reverts

to the sponsor; authorizing a charter school to enter into certain financial arrangements; providing for liberal construction; providing that a charter school that pledges or assigns future payment of its funding is not pledging the credit or taxing power of the state or a school district; providing an exception to the requirement that a district school board make timely and efficient payment and reimbursement to a charter school; requiring that a district school board issue payment within a specified period after receiving funds distributed through the Florida Education Finance Program; providing an effective date.

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

By Senator Baxley—

SB 698—A bill to be entitled An act relating to prisoner medical services; creating s. 951.0325, F.S.; providing definitions; limiting compensation to health care providers that do not have contracts with the county or municipality operating a detention facility to provide prisoner medical services; limiting compensation to entities that provide emergency medical transportation services for prisoners if those entities do not have a contract with the county or municipality operating a detention facility; providing applicability; providing an effective date.

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

By Senator Campbell—

SB 700—A bill to be entitled An act relating to postsecondary educational institution fee waivers; amending s. 1009.26, F.S.; requiring a state university, a Florida College System institution, a career center operated by a school district, or a charter technical career center to waive out-of-state fees for students who have a current temporary protected status; requiring such institutions to require the student to provide supporting documentation for the status; providing an effective date.

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

By Senator Campbell—

SB 702—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; requiring a court to suspend an order requiring a parent to pay child support under certain circumstances; amending s. 61.14, F.S.; requiring a court to suspend an order requiring a parent to pay child support and to deny an order of contempt under certain circumstances; providing an effective date.

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

By Senator Garcia—

SB 704—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing a limited exception from the tax on rental or license fees charged for the use of real property for certain ad valorem tax charges; providing that tax charges in excess of a specified limit are subject to tax; specifying the manner of remitting such taxes to the Department of Revenue; requiring ad valorem tax charges for multiple tenants or licensees of a parcel of property or portions of a property to be calculated in a specified manner under certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Campbell—

SB 706—A bill to be entitled An act relating to licensure of internationally trained physicians; amending s. 458.311, F.S.; establishing licensure requirements for certain foreign-trained physicians; authorizing the Board of Medicine to impose licensure restrictions, limitations, or conditions on certain foreign-trained physicians; providing an effective date.

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

By Senator Powell—

SB 708—A bill to be entitled An act relating to missing person investigations; amending s. 937.0201, F.S.; revising the definition of the term “missing endangered person”; amending s. 937.021, F.S.; providing that certain persons are immune from civil liability for damages for complying with the request to release TJ Alert information to appropriate agencies; providing a presumption of good faith for specified actions concerning TJ alerts; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to request that the Missing Endangered Persons Information Clearinghouse activate a TJ Alert involving a missing person who is suspected by the law enforcement agency of meeting the criteria for activation of the TJ Alert Plan; providing an effective date.

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

By Senator Campbell—

SM 710—A memorial to the Congress of the United States, urging Congress to recognize the month of May as “Haitian American Heritage Month.”

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

By Senator Bean—

SB 712—A bill to be entitled An act relating to nursing homes; amending s. 409.908, F.S.; revising provisions related to the setting of Medicaid reimbursement rates for nursing homes; requiring the Agency for Healthcare Administration to recalculate nursing home reimbursement ceilings every 3 years and to make some adjustments; amending s. 409.9082, F.S.; requiring that an increase in a nursing home facility’s Medicaid rate be allocated proportionately in accordance with a certain quality matrix; providing an effective date.

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

By Senator Garcia—

SB 714—A bill to be entitled An act relating to comprehensive transitional education programs; amending s. 393.0678, F.S.; authorizing the Agency for Persons with Disabilities to petition a court for the appointment of a receiver for a comprehensive transitional education program under certain circumstances; amending s. 393.18, F.S.; providing that no new comprehensive transitional education programs may be licensed after a specified date; providing that no licenses may be renewed for comprehensive transitional education programs after a certain 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.

By Senator Passidomo—

SB 716—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction

and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to a certain appraisal committee; requiring the department to collect an annual fee from certain appraisal management companies and transmit the fee to such appraisal committee; requiring the Florida Real Estate Appraisal Board to adopt rules; amending s. 475.6235, F.S.; revising which persons are included in a specified requirement for information in an application for appraisal management company registration; deleting a provision that deems a specified person not qualified to engage in appraisal management services except under certain circumstances; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an application for renewal of an appraisal management company’s registration on specified grounds; adding grounds for discipline of appraisal management companies by the board; reenacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made by the act to s. 475.6245, F.S., in a reference thereto; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Powell—

SB 718—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an appropriation; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Mayfield—

SB 720—A bill to be entitled An act related to the Central Florida Expressway Authority; amending s. 348.753, F.S.; increasing the number of members making up the governing body of the Central Florida Expressway Authority; adding the chair of the board of the county commission of Brevard County to the list of chairs authorized to appoint a member to the authority; adding Brevard County to the list of counties the citizens of which may be appointed by the Governor to serve on the authority; requiring six members of the authority to constitute a quorum; requiring the vote of six members for any action taken by the authority; amending s. 348.754, F.S.; adding the geographical boundary of Brevard County to the area served by the authority; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 722—A bill to be entitled An act relating to public records; creating s. 408.0641, F.S.; creating an exemption from public records for personal identifying information in compassionate and palliative care plans filed with the Clearinghouse for Compassionate and Palliative Care Plans managed by the Agency for Health Care Administration or its designee; authorizing the disclosure of such information to certain entities and individuals; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Passidomo—

SB 724—A bill to be entitled An act relating to estates; amending s. 732.2025, F.S.; conforming cross-references; amending s. 732.2035, F.S.; providing that a decedent's property interest in the protected homestead is included in the elective estate; amending s. 732.2045, F.S.; revising the circumstances under which the decedent's property interest in the protected homestead is excluded from the elective estate; amending s. 732.2055, F.S.; providing for the valuation of the decedent's protected homestead under certain circumstances; amending s. 732.2065, F.S.; providing elective share percentages as determined by the length of the surviving spouse's marriage to the decedent; amending s. 732.2075, F.S.; conforming cross-references; amending s. 732.2085, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share with respect to certain property; amending s. 732.2095, F.S.; revising provisions relating to the valuation of a surviving spouse's interest in property to include protected homestead; conforming cross-references; amending s. 732.2115, F.S.; conforming a cross-reference; amending s. 732.2135, F.S.; revising the period within which a specified person may petition the court for an extension of time for making an election; removing a provision authorizing assessment of attorney fees and costs if an election is made in bad faith; amending s. 732.2145, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share after a certain date; creating s. 732.2151, F.S.; providing for the award of fees and costs in certain elective share proceedings; providing that a court may direct payment from certain sources; providing applicability; amending s. 738.606, F.S.; providing that a surviving spouse may require a trustee of a marital or elective share trust to make property productive of income; providing applicability; providing an effective date.

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

By Senators Powell and Campbell—

SB 726—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.64, F.S.; authorizing an absent elector to personally deliver his or her completed vote-by-mail ballot to an early voting site during specified hours; requiring the Division of Elections to adopt rules; providing an effective date.

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

By Senator Rouson—

SB 728—A bill to be entitled An act relating to property insurance; amending s. 627.351, F.S.; revising limitations on the aggregate amount of certain emergency assessments levied by the board of governors of the Citizens Property Insurance Corporation; prohibiting the corporation from pledging more than a specified percent of its commercial lines account emergency assessment authority to secure the issuance of bonds or any other security; amending s. 631.57, F.S.; revising a limitation on a certain obligation of the Florida Insurance Guaranty Association for policies covering condominium associations or homeowners' associations; specifying future revisions of the limitation; requiring the Office of Insurance Regulation to levy specified additional emergency assessments against certain insurers for specified purposes; specifying requirements for levying such assessments; exempting an insurer from making a certain initial payment; providing applicability; amending s. 625.012, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Passidomo—

SB 730—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization

Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.192, F.S.; prohibiting specified claims; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

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

By Senator Steube—

SB 732—A bill to be entitled An act relating to physician assistants; amending s. 458.347, F.S.; requiring that a physician assistant license renewal include the submission of a physician assistant survey; requiring the Department of Health to create a physician assistant survey that includes specified information; revising requirements of appointees to the Council on Physician Assistants; providing an effective date.

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

By Senator Powell—

SB 734—A bill to be entitled An act relating to construction liens; amending s. 713.132, F.S.; revising requirements relating to the recording of a notice of termination of an improvement to real property; providing an effective date.

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

By Senators Mayfield and Steube—

SB 736—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing additional permissible activities for international bank agencies; amending s. 663.062, F.S.; providing additional permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing additional permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing additional permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information; creating part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate;

providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity’s foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625; adding prohibited activities of representatives and employees of an international trust company representative office; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity’s expense; creating s. 663.412, F.S.; prohibiting an international trust entity from conducting business under certain circumstances; authorizing the office to permit the international trust entity to remain open and in operation under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information; creating part IV of ch. 663, F.S., entitled “Limited Service Affiliates of International Trust Entities”; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and impermissible activities of a limited service affiliate; requiring specified notices to be posted on an international trust entity’s or limited service affiliate’s website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; specifying registration notice requirements and a fee for limited service affiliates; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; specifying grounds for denying a registration; providing that registrations are not transferable or assignable; providing for deposit of fees into a specified trust fund; requiring the commission to adopt rules; requiring certain persons or entities to be registered as limited service affiliates by a specified date; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring a registrant to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the limited service affiliate’s location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a registered limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of registration for certain purposes; requiring limited service affiliates to pay specified costs of examination within a specified time; defining the terms “costs” and “actual cost”; providing penalties; specifying the trust fund where examination fees must be deposited; requiring the commission to adopt rules; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a limited service affiliate’s registration; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a limited service affiliate to renew its registration biennially; specifying the renewal fee and the trust fund where such fee must be

deposited; specifying requirements for the renewal registration; re-enacting s. 663.16(4), F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing an effective date.

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

By Senators Mayfield and Steube—

SB 738—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations; reports of examinations, operations, or condition, including working papers; and certain materials supplied by governmental agencies are exempt from s. 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and limited service affiliates, as made by SB _____, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Steube—

SB 740—A bill to be entitled An act relating to hospital districts; defining the term “hospital district”; prohibiting hospital districts from levying property tax without the consent of electors residing within the hospital district; requiring decennial reauthorization of the taxing authority of certain hospital districts; requiring tax revenues generated to fund indigent care for residents of the district to be distributed to hospitals within the district based on a certain funding formula adopted by the district; terminating the taxing authority of a hospital district by a specified date if a referendum is not approved by a majority vote of the electors; authorizing a governing board to maintain a hospital district without taxing authority or dissolve the hospital district if a referendum is not approved by a majority vote of the electors; providing for allocation of hospital district assets and liabilities if the hospital district is dissolved; authorizing the termination of the taxing authority of a hospital district to be delayed for a specified period under certain circumstances; providing requirements for the creation, expansion, or combination of certain hospital districts; requiring a county to obtain and publish an independent appraisal of certain public hospitals’ assets and a certain independent economic analysis; providing requirements for such analysis; providing a referendum requirement for a property tax levy contingent upon government-subsidized health care funding; providing applicability; requiring tax revenues generated to fund indigent care for residents of the district to be distributed to hospitals within the district based on a certain funding formula adopted by the district; specifying that taxes generated in a hospital taxing district be paid to the district rather than a community redevelopment area; prohibiting a hospital district from establishing certain health care facilities unless a majority of voting electors residing within the hospital district approve it by referendum, subject to certain requirements; providing applicability; providing an effective date.

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

By Senators Latvala, Rouson, and Young—

SB 742—A bill to be entitled An act relating to housing discrimination; amending s. 760.07, F.S.; removing housing discrimination as a cause of action for certain relief and damages stemming from violations of the Florida Civil Rights Act of 1992; amending s. 760.22, F.S.; de-

fining the terms “gender identity” and “sexual orientation”; amending ss. 760.23, 760.24, 760.25, 760.26, and 760.29, F.S.; prohibiting discrimination based on sexual orientation and gender identity; amending s. 760.34, F.S.; removing certain conditions for an aggrieved person to commence a civil action for a discriminatory housing practice under the Fair Housing Act; providing steps that an aggrieved person is not required to take before commencing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, an aggrieved person to commence a civil action; specifying circumstances under which an aggrieved person is authorized to commence, and prohibited from commencing, a civil action; amending s. 419.001, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Passidomo—

SB 744—A bill to be entitled An act relating to community associations; amending s. 718.111, F.S.; revising reporting and record requirements; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the applicable fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the applicable fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; prohibiting a board member from voting via e-mail; specifying notice requirements when regular or special assessments against unit owners are to be considered at a meeting; authorizing an association to adopt rules for posting certain notices on a website; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; specifying reserve account amounts for maintenance expenses or replacement costs; revising requirements for the reserve account; authorizing a developer to waive the reserves or reduce funding of reserves under certain circumstances and subject to certain requirements; revising certain financial report requirements; deleting provisions specifying when an association is deemed to have provided for reserve accounts; revising the formula to determine funding for specified reserve accounts; requiring reserve funds and interest accruing to remain in the reserve accounts and limiting the expenditures for which such funds may be used under certain circumstances; specifying the voting interests that are eligible to vote to waive or reduce funding of reserves; providing voting requirements to waive or reduce funding of reserves; revising requirements for pooled accounts; providing requirements if a board adopts assessments against parcel owners under certain circumstances; providing a limit on assessments under certain circumstances; providing an exemption to certain requirements; amending s. 720.306, F.S.; providing elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date.

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

By Senator Hutson—

SB 746—A bill to be entitled An act relating to trauma care; amending s. 395.40, F.S.; deleting provisions relating to legislative findings and intent; deleting the definition of the term “inclusive trauma center”; requiring the Department of Health to designate trauma centers, publish a statewide trauma plan, establish and maintain a statewide trauma registry, solicit input from stakeholders and experts, and foster the provision of trauma care; amending s. 395.4001, F.S.; defining and redefining terms; deleting the definition of the term “provisional trauma center”; amending s. 395.401, F.S.; requiring a trauma agency to submit a trauma agency plan to the department; revising the required components of a trauma agency plan; prohibiting

the establishment of more than one trauma agency in any county; amending s. 395.4015, F.S.; requiring the department to coordinate the development of a statewide trauma system plan and to update it in every odd-numbered year by a specified date; repealing s. 395.402, F.S., relating to trauma service areas and number and location of trauma centers; amending s. 395.4025, F.S.; revising guidelines for the designation of a hospital as a trauma center by the department; deleting provision granting immunity for out-of-state experts acting as agents of the department; requiring hospitals designated as trauma centers to accept all trauma victims requiring care; prohibiting an undesignated hospital from holding itself out as a trauma center; prohibiting information supplied by a hospital to a national trauma center accreditation body from being withheld from the department; providing a penalty; extending rulemaking authority to the department; amending s. 395.403, F.S.; conforming provisions to changes made by the act; amending s. 395.4036, F.S.; deleting a provision clarifying legislative intent; amending s. 395.404, F.S.; expanding the public records exemption to include emergency medical service transport and treatment records of trauma alert victims; amending s. 395.4045, F.S.; deleting provisions relating to the air transportation of trauma victims; amending s. 395.405, F.S.; conforming provisions to changes made by the act; amending s. 395.50, F.S.; deleting provisions relating to the admission of patient records into evidence in any civil or administrative action brought by or involving the department; amending ss. 320.0801, 408.036, and 409.975, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

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

By Senator Steube—

SB 748—A bill to be entitled An act relating to the Florida Court Educational Council; amending s. 25.384, F.S.; specifying that the Court Education Trust Fund shall be administered by the Florida Court Educational Council; providing requirements for a certain comprehensive plan that provides for related education costs for judicial training programs; deleting a provision requiring the council to provide an annual report; amending s. 25.385, F.S.; specifying the membership, voting procedures, and duties of the council; specifying the location of the council headquarters; requiring the council to submit an annual report; providing for nonseverability; providing an effective date.

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

By Senators Latvala and Lee—

SB 750—A bill to be entitled An act relating to franchises; creating s. 686.101, F.S.; providing a short title; creating s. 686.102, F.S.; providing legislative findings and intent; providing construction; creating s. 686.103, F.S.; defining terms; creating s. 686.104, F.S.; prohibiting a franchisor from terminating a franchise under certain circumstances; providing limitations on what constitutes good cause; providing that immediate notice of termination of a franchise for specified reasons under certain circumstances is reasonable; creating s. 686.105, F.S.; providing that a franchise is deemed to be continuing under certain circumstances; prohibiting a franchisor from refusing to renew a franchise unless specified criteria have been met; authorizing a franchisor to require a franchisee to meet specified requirements; authorizing a franchisee to file an action or to request arbitration under certain circumstances; requiring a franchise and other related agreements to continue in effect under certain circumstances; creating s. 686.106, F.S.; prohibiting a franchisor from denying certain persons the opportunity to participate in the ownership of a franchise for a specified period after the death of the franchisee or the person controlling a majority interest; requiring specified persons to meet certain requirements or to sell, transfer, or assign the franchise after the death of the franchisee or the person controlling a majority interest; authorizing a franchisee to sell, transfer, or assign a franchise, specified assets, or an interest in the franchise under certain circumstances; prohibiting a franchisor from preventing a franchisee from selling or transferring a franchise, assets of the franchise business, or an interest in the franchise under certain circumstances; requiring the franchisor to make available and to apply specified requirements for the approval of new or renewing franchises,

under certain circumstances; requiring a franchisee to notify a franchisor of certain intent; providing notice requirements; providing application requirements for the proposed purchaser, transferee, or assignee of a franchise, certain assets, or an interest in the franchisee, under certain circumstances; requiring a franchisor to notify a franchisee of the approval status of a proposed sale, assignment, or transfer within a specified timeframe; providing notice requirements; requiring that a franchisor's decision in a claim against a franchisor be a question of fact; providing that a summary judgment is not prohibited under certain circumstances; providing that certain provisions do not prohibit a franchisor from exercising a contractual right of first refusal under certain circumstances; creating s. 686.107, F.S.; providing that a franchisee must have the opportunity to monetize certain equity from the franchise business under certain circumstances; requiring the repurchase by a franchisor of certain inventory, supplies, equipment, good will, and furnishings upon termination, nonrenewal, or expiration of a franchise subject to certain requirements; providing exceptions; authorizing a franchisor to offset money owed to a franchisee for the repurchase of certain items with money owed by the franchisee to the franchisor; providing applicability; providing that a franchisor is civilly liable for failing or refusing to repurchase certain inventory, supplies, equipment, good will, and furnishings under specified requirements upon termination, nonrenewal, or expiration of a franchise; creating s. 686.108, F.S.; requiring the repurchase by a franchisor of certain inventory, supplies, equipment, good will, and furnishings upon the death or incapacity of a franchisee or person controlling a majority interest under certain circumstances; providing an exception; providing applicability; creating s. 686.109, F.S.; requiring a franchisor to indemnify a franchisee under certain circumstances; creating s. 686.111, F.S.; requiring a franchisor or subfranchisor and a franchisee to deal with each other in good faith; providing that it is a violation of certain provisions for a franchisor to act arbitrarily, capriciously, in bad faith, or unconscionably under specified circumstances; providing that it is a violation of certain provisions for a franchisor and subfranchisor to restrict or inhibit specified rights of franchisees; prohibiting a franchisor from intentionally misrepresenting or failing to disclose specified information; providing that certain violations constitute a misdemeanor of the second degree; providing penalties; providing that a person may be awarded certain damages, attorney fees, and other costs under specified circumstances; providing that certain actions are deemed unfair and deceptive; authorizing the Department of Legal Affairs by itself or jointly with the Department of Agriculture and Consumer Services to sue a franchisor on behalf of certain persons for specified violations; creating s. 686.112, F.S.; providing that a contract or franchise agreement is void and unenforceable under certain circumstances; creating s. 686.113, F.S.; providing notice requirements for the termination, renewal, or expiration of a franchise; creating s. 686.114, F.S.; providing that provisions in a franchise agreement which restrict venue or choice of law are void under certain circumstances; creating s. 686.115, F.S.; providing that the rights of a franchisor and franchisee to agree to binding arbitration are not limited under certain circumstances; creating s. 686.116, F.S.; providing remedies for a franchisee or an aggrieved or injured person under certain circumstances; authorizing punitive damages under certain circumstances; authorizing the Department of Legal Affairs or the state attorney to bring an action for injunctive relief or other civil relief under certain circumstances; clarifying that specified remedies are in addition to existing remedies; creating s. 686.117, F.S.; providing applicability; amending s. 817.416, F.S.; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Flores—

SB 752—A bill to be entitled An act relating to financing of fixed-guideway public transit projects; amending s. 341.051, F.S.; revising the amount of funding the Department of Transportation may provide for certain phases of fixed-guideway projects not approved for federal funding; providing an effective date.

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

By Senator Steube—

SB 754—A bill to be entitled An act relating to trauma-informed services for children; amending s. 394.495, F.S.; prohibiting a child who has suffered sexual exploitation from being placed in a generic shelter setting when safe-harbor or trauma-informed housing is not available; requiring the Department of Children and Families to assemble a team of specified experts to determine the safest placement for the child; providing criteria for placement; providing an effective date.

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

By Senator Rodriguez—

SB 756—A bill to be entitled An act relating to rent and repossession; amending s. 83.60, F.S.; requiring a court to conduct a trial within a specified time for certain actions involving repossession of a dwelling unit; authorizing the court to order a tenant to pay certain rent into the registry of the court during pendency of a proceeding if the tenant requests a continuance of a certain duration or a jury trial; requiring the court to schedule the case for immediate trial if such payment is not made; providing an effective date.

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

By Senator Rodriguez—

SB 758—A bill to be entitled An act relating to elections; amending s. 99.061, F.S.; revising the timeframe for a candidate to pay a qualifying fee under certain circumstances; providing an effective date.

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

By Senators Rodriguez, Flores, and Garcia—

SCR 760—A concurrent resolution requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall with a statue of Marjory Stoneman Douglas.

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

By Senator Baxley—

SB 762—A bill to be entitled An act relating to child protection; amending s. 61.13, F.S.; prohibiting a time-sharing plan from requiring visitation at a recovery residence between specified hours; amending s. 397.487, F.S.; authorizing a certified recovery residence to allow a minor child to visit a recovery residence, excluding visits during specified hours; providing an effective date.

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

By Senator Baxley—

SB 764—A bill to be entitled An act relating to tax exemptions for first responders and surviving spouses; amending s. 196.011, F.S.; specifying the information to be included in an application for certain tax exemptions; amending s. 196.081, F.S.; deleting an exemption from ad valorem taxation for surviving spouses of first responders who have died in the line of duty; deleting definitions; creating s. 196.102, F.S.; providing definitions; providing an exemption from ad valorem taxation for certain first responders under specified conditions; providing an exemption from ad valorem taxation for certain surviving spouses of first responders who have died; specifying the documentation required to receive the exemption; requiring the use of a physician's certification under certain circumstances; providing penalties for certain acts of

giving false information; authorizing the Department of Revenue to adopt emergency rules until a specified date; specifying procedures for receiving a tax exemption for 2017; specifying procedures for denials of tax exemptions; providing applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 766—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; prohibiting the possession of a scanning device with intent to defraud; providing criminal penalties; specifying prima facie evidence of intent to defraud; reenacting ss. 525.07(10)(c) and 921.0022(3)(d), F.S., relating to the definition of the term “scanning device” and level 4 of the offense severity ranking chart, respectively, to incorporate the amendment made to s. 817.625, F.S., in references thereto; providing an effective date.

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

By Senator Powell—

SB 768—A bill to be entitled An act relating to an annual sales tax holiday for veterans of the United States Armed Forces; creating an annual sales tax holiday for veterans; specifying items that are eligible for the sales tax holiday; defining the term “veteran” for purposes of the sales tax holiday; specifying tax treatment of layaways, exchanges, and Internet sales; specifying reporting requirements of retailers; authorizing the Department of Revenue to adopt emergency rules; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Garcia—

SB 770—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Rouson—

SB 772—A bill to be entitled An act relating to assistive technology devices; amending s. 1003.575, F.S.; revising provisions relating to the accessibility and use of assistive technology devices by persons with disabilities; providing an effective date.

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

By Senator Rodriguez—

SB 774—A bill to be entitled An act relating to legislative apportionment and congressional redistricting; creating s. 11.31, F.S.; creating an independent commission on legislative apportionment and congressional redistricting; providing the purpose, duties, and membership of the commission; requiring the Legislature to annually appropriate funds to the commission for employing professional staff and otherwise supporting the commission; requiring the commission's office to be located in Orange County; requiring the commission to conduct public hearings, and to receive information from residents of the state through specified means; requiring the commission to transmit certain plans to the Legislature for consideration; providing that commission members

and employees are subject to public records, public meetings, and specified financial disclosure requirements; prohibiting persons not serving on or employed by the commission from influencing or attempting to influence commission members and employees other than through prescribed processes; providing criminal penalties; providing an effective date.

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

By Senator Baxley—

SB 776—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes a permissive inference of a violation; clarifying that certain evidence of controlled substance manufacture in a leased dwelling constitutes a permissive inference of a violation by an owner, lessor, sublessor, or a person acting on behalf of such persons; clarifying that specified circumstances create a permissive inference of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered in a civil action or as restitution in a criminal case for damaging property of a utility or for the theft or diversion of electric services; specifying the methods and bases used to determine and assess such damages; making technical changes; amending s. 812.014, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Communications, Energy, and Public Utilities; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Garcia—

SB 778—A bill to be entitled An act relating to an ad valorem tax exemption for historic condominiums and cooperatives; amending s. 196.1961, F.S.; expanding an ad valorem tax exemption for certain historic property to include historic condominiums and cooperatives; providing an exception from the criterion that property under the exemption be regularly open to the public; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stargel—

SB 780—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term “state agency” to include charter schools and the Florida Virtual School for the purpose of extending adoption benefits to qualifying adoptive employees of such schools; making a technical change; providing an effective date.

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

By Senator Mayfield—

SB 782—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; removing a requirement that a student participating in an interscholastic sport pass a competency test on personal fitness to satisfy the physical education credit requirement for high school graduation; conforming a provision; providing an effective date.

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

By Senator Gainer—

SB 784—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.302, F.S.; revising

provisions relating to federal regulations to which owners and drivers of commercial motor vehicles are subject; terminating the maximum amount of a civil penalty for falsification of information on certain time records; deleting the requirement that a motor carrier must maintain documentation of a driver’s driving times throughout a duty period if the driver is not released from duty within a specified period; providing an exemption for a person who operates a commercial motor vehicle having a declared gross vehicle weight, gross vehicle weight rating, or gross combined weight rating of less than a specified amount under certain circumstances; amending s. 316.3025, F.S.; conforming provisions to changes made by the act; amending s. 320.01, F.S.; revising the definition of the term “apportionable vehicle”; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; allowing a worn or damaged license plate to be replaced at no charge under certain circumstances; amending s. 320.0607, F.S.; providing an exemption, beginning on a specified date, of a certain fee for vehicles registered under the International Registration Plan; amending s. 320.133, F.S.; defining the term “transporter license plate eligible business”; providing that a person is not eligible to purchase or renew a transporter license plate unless he or she provides certain proof that his or her business is a transporter license plate eligible business; providing application and insurance requirements for qualification as a transporter license plate eligible business; authorizing the department to issue a transporter license plate to an applicant who is not a licensed dealer and is qualified as a transporter license plate eligible business upon certain requirements being met; providing that a transporter license plate is only valid for use on an unregistered motor vehicle in the possession of the transporter, subject to certain requirements; providing a criminal penalty for a person who sells or unlawfully possesses, distributes, or brokers a transporter license plate to be attached to any vehicle; providing that transporter license plates are subject to cancellation by the department; providing a criminal penalty and disqualification from transporter license plate usage for a person who knowingly and willfully sells or unlawfully possesses, distributes, or brokers a transporter license plate to avoid registering a vehicle requiring registration, subject to certain requirements; providing recordkeeping requirements for a transporter license plate eligible business; providing a criminal penalty, cancellation of transporter license plates, and disqualification from future issuance of the plates for a violation of such recordkeeping requirements; requiring a transporter license plate issued under this section to be accompanied by registration and proof of insurance when attached to a motor vehicle; providing a criminal penalty and removal of the license plate for a person who fails to provide such documentation; providing an exemption to persons who contract with dealers and auctions to transport motor vehicles; conforming provisions to changes made by the act; providing that an initial registration or renewal issued under this section is valid for a specified period; requiring a license plate attached to a motor vehicle in violation of specified provision to be removed by law enforcement and surrendered to the department by the law enforcement agency for cancellation; amending s. 321.25, F.S.; providing for reimbursement to the department of tuition and other course expenses for certain training under certain circumstances; defining the term “other course expenses”; authorizing the department to institute a civil action under certain circumstances; authorizing the department to waive a person’s requirement of reimbursement when the person terminates employment due to hardship or extenuating circumstances; amending s. 322.091, F.S.; requiring the department to make available, upon request, a report to each school district of certain information of each student whose driving privileges have been suspended under this section; amending s. 322.12, F.S.; requiring the tax collector to retain specified fees if a subsequent knowledge or skills test is administered by the tax collector; amending s. 322.17, F.S.; providing for replacement of a stolen identification card at no charge, subject to certain requirements; amending s. 322.21, F.S.; deleting obsolete provisions; deleting a fee for certain specialty driver licenses or identification cards; providing disposition of specified fees for reinstatement of a driver license following a suspension, revocation, or disqualification when the reinstatement is processed by the department or the tax collector; requiring an applicant who submits an application for a renewal or replacement driver license or identification card to the department using a convenience service to be provided with an option for expedited shipping, subject to certain requirements; requiring a fee to be charged for the expedited shipping option, subject to certain requirements;

providing for disposition of such fee; amending s. 322.61, F.S.; adding violations for texting or using a handheld mobile telephone while driving a commercial motor vehicle pursuant to specified provisions which result in disqualification from operating a commercial motor vehicle for a specified period under certain circumstances; providing an effective date.

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

By Senators Bean, Steube, and Hutson—

SB 786—A bill to be entitled An act relating to federal immigration enforcement; providing a short title; creating ch. 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 comply with and support the enforcement of federal immigration law; providing applicability; prohibiting restrictions by such entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing applicability; 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 unauthorized alien 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 certain arrested persons; specifying duties concerning immigration detainers; authorizing a board of county commissioners to adopt an ordinance to recover costs for complying with an immigration detainer; providing that a person detained pursuant to an immigration detainer is not liable for detention expenses if the immigration detainer is found to be improperly issued; authorizing local governmental entities and law enforcement agencies to petition the Federal Government for reimbursement of certain costs; requiring report of violations; providing penalties for failure to report a violation; providing whistle-blower protections for persons who report violations; providing implementation; requiring the Attorney General to prescribe the format for submitting complaints; providing construction; providing responsibilities and authority of state attorneys for investigations of such complaints; providing report requirements; providing requirements for entities to comply with document requests from state attorneys concerning violations; providing investigation of possible violations; providing injunctive relief and penalties; 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; prohibiting a cause of action from being brought against certain persons; providing that a trial by jury is a matter of right; requiring written findings under certain circumstances; requiring the court to send a copy of the final judgment to the Governor; providing penalties; providing construction; providing that state entities, local governmental entities, and law enforcement agencies that have a sanctuary policy are ineligible for certain funding; providing notification requirements; providing exceptions; providing applicability to certain education records; prohibiting discrimination on specified grounds; providing implementation; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

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

By Senator Clemens—

SB 788—A bill to be entitled An act relating to marketing practices for substance abuse services; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute patient brokering offenses; amending s. 397.407, F.S.; revising the requirements for the referral of patients to, and the acceptance of referrals from, a recovery residence; specifying that certain referrals are not prohibited; providing applicability; clarifying that such referrals are not required; amending s. 397.501, F.S.; providing that an application for the disclosure of an individual's records may be filed as part of an active criminal investigation; author-

izing a court to approve an application for the disclosure of an individual's substance abuse treatment records without providing express notice of the application to the individual or identified parties with an interest in the records if the application is filed as part of an active criminal investigation; providing that upon implementation of the order granting such application, the individual and identified parties with an interest in the records must be afforded an opportunity to seek revocation or amendment of that order; creating s. 397.55, F.S.; providing legislative findings; prohibiting service providers, operators of recovery residences, and certain third parties from engaging in specified marketing practices; requiring a person or entity to obtain a license from the Department of Business and Professional Regulation before attempting to generate referrals or leads for the placement of patients with a service provider or in a recovery residence; requiring such person or entity to maintain an office in the state as a condition of the license; providing penalties; creating s. 817.0345, F.S.; prohibiting a person from knowingly and willfully making specified false or misleading statements or providing specified false or misleading information under certain circumstances; providing penalties; amending s. 817.505, F.S.; providing that it is unlawful for a person to offer or pay, or solicit or receive, benefits under certain circumstances; providing fines and penalties; amending s. 895.02, F.S.; revising the definition of the term "rack-teering activity"; providing an effective date.

—was referred to the Committees on Criminal Justice; Regulated Industries; Appropriations; and Rules.

By Senator Brandes—

SB 790—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; deleting a provision prohibiting a private entity from providing probationary or supervision services to misdemeanor offenders under certain circumstances; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term "public service" with the term "community service"; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term "parole or probation supervisor" with the term "probation officer"; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender's probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and con-

sequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing an effective date.

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

By Senator Bean—

SB 792—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting all aircraft sales or leases, rather than the sales or leases of certain aircraft, from the sales and use tax; defining the term “aircraft”; deleting the definition of the term “common carrier” to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Brandes—

SB 794—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; revising qualifications for a motor vehicle service agreement company to obtain and maintain a license; providing an effective date.

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

By Senator Bean—

SB 796—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising charter school contract and funding requirements; creating s. 1002.333, F.S.; defining terms; authorizing certain entities to apply for designation as a High-Impact Charter Management Organization; requiring the State Board of Education to adopt rules; providing criteria for an initial and renewal designation; providing that the charter school may receive charter school capital outlay; authorizing certain administrative fees to be waived under certain conditions; requiring the Department of Education to give priority to certain charter schools applying for specified grants; amending s. 1013.62, F.S.; revising the standards that a charter school must meet to be eligible for a funding allocation; providing an effective date.

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

By Senator Baxley—

SB 798—A bill to be entitled An act relating to public information of school districts; amending s. 1001.42, F.S.; revising the duties of a district school board to include the administration of public information

programs; amending s. 1006.25, F.S.; providing for district school board policies that authorize advertisements on school buses; providing minimum requirements for the advertisements; requiring a school bus to be withdrawn from use under certain circumstances; amending s. 1010.08, F.S.; authorizing a district school board to use public funds for specified purposes; providing an effective date.

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

By Senators Broxson and Mayfield—

SB 800—A bill to be entitled An act relating to medication synchronization; creating s. 627.64196, F.S., and amending s. 641.31, F.S.; prohibiting, under certain circumstances, certain health insurance policies and health maintenance contracts, respectively, from denying coverage for partial supplies of medication dispensed by network pharmacies; requiring such policies and contracts to authorize and apply a prorated daily cost-sharing rate to certain prescriptions under certain circumstances; requiring such policies and contracts to allow network pharmacies to override denial codes under certain circumstances; prohibiting such policies and contracts from using payment structures incorporating prorated dispensing fees; providing requirements for dispensing fees for partially filled or refilled prescriptions; providing an effective date.

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

By Senator Passidomo—

SB 802—A bill to be entitled An act relating to regulated professions and occupations; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.381, F.S.; revising legislative findings and intent; amending s. 468.382, F.S.; deleting definitions; repealing s. 468.384, F.S., relating to the Florida Board of Auctioneers; repealing s. 468.385, F.S., relating to required licenses, qualifications, and examination to practice auctioneering; repealing s. 468.3851, F.S., relating to license renewals for auctioneers; repealing s. 468.3852, F.S., relating to reactivation of license and fees; repealing s. 468.3855, F.S., relating to apprenticeship training requirements; repealing s. 468.386, F.S., relating to fees and local licensing requirements; repealing s. 468.387, F.S., relating to licensing of nonresidents, endorsement, and reciprocity; amending s. 468.388, F.S.; conforming provisions to changes made by the act; amending s. 468.389, F.S.; providing for a civil cause of action, rather than disciplinary proceedings, for certain prohibited acts; conforming provisions to changes made by the act; amending s. 468.391, F.S.; conforming cross-references; repealing s. 468.392, F.S., relating to the Auctioneer Recovery Fund; repealing s. 468.393, F.S., relating to a license fee surcharge and assessments; repealing s. 468.394, F.S., relating to credited interest and payment of expenses; repealing s. 468.395, F.S., relating to conditions of recovery and eligibility; repealing s. 468.396, F.S., relating to claims against a single licensee in excess of dollar limitation, joinder of claims, payment, and insufficient funds; repealing s. 468.397, F.S., relating to payment of claims; repealing s. 468.398, F.S., relating to suspension of a judgment debtor’s license, repayment by the licensee, and interest; repealing s. 468.399, F.S., relating to the expenditure of excess funds; amending s. 468.401, F.S.; deleting the definitions of the terms “department,” “license,” and “licensee”; repealing s. 468.402, F.S., relating to the duties of the Department of Business and Professional Regulation; repealing s. 468.403, F.S., relating to licensure and application requirements for owners and operators of talent agencies; repealing s. 468.404, F.S., relating to fees and renewal of talent agency licenses; repealing s. 468.405, F.S., relating to qualification for talent agency licenses; amending s. 468.406, F.S.; deleting the requirement for talent agencies to file with the department an itemized schedule of certain fees and an amended or

supplemental schedule under certain circumstances; repealing s. 468.407, F.S., relating to license contents and posting; amending s. 468.408, F.S.; deleting a requirement that a talent agency file a bond for each talent agency license; deleting a departmental requirement to approve talent agency bonds; requiring that a bonding company notify the talent agency, rather than the department, of certain claims; amending s. 468.409, F.S.; deleting provisions requiring talent agencies to make specified records readily available for inspection by the department; amending s. 468.410, F.S.; deleting a reference to the department in talent agency contracts; amending s. 468.412, F.S.; revising the information that talent agencies are required to enter on records; revising the requirements for talent agencies to post certain laws and rules; revising the information required in talent agency publications; amending s. 468.413, F.S.; deleting provisions relating to criminal violations for failing to obtain or maintain licensure with the department; deleting provisions authorizing the court to suspend or revoke a license; deleting a provision authorizing the department to impose a \$5,000 fine under certain circumstances; repealing s. 468.414, F.S., relating to collection and deposit of fines, fees, and penalties by the department; amending s. 468.415, F.S.; deleting a provision authorizing the department to permanently revoke a license; amending s. 469.006, F.S.; requiring an individual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; revising requirements for licensure by examination for barbers; providing requirements for licensure by examination to practice restricted barbering; conforming a cross-reference; amending s. 476.144, F.S.; conforming a cross-reference; amending s. 477.013, F.S.; revising the definition of the term "specialty"; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupation or practice is confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.0201, F.S.; providing requirements for registration as a specialist in nail specialty practices, facial specialty practices, and full specialty practices; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term "business organization"; deleting the definition of the term "certificate of authorization"; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior designer to temporarily serve as the business organization's qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to

changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 492.111, F.S.; revising requirements for the practice of, or offer to practice, professional geology; deleting a requirement that a firm, corporation, or partnership be issued a specified certificate of authorization; conforming provisions to changes made by the act; amending ss. 492.104, 492.113, and 492.115, F.S.; conforming provisions to changes made by the act; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Commission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 804—A bill to be entitled An act relating to electronic health records; amending s. 765.101, F.S.; redefining the terms "health care decision" and "incapacity" or "incompetent"; creating s. 765.114, F.S.; authorizing a person to donate his or her electronic health records, subject to certain requirements; authorizing electronic health records and qualified electronic health records to be donated to specified entities for specified purposes; providing a form for a uniform donor card; requiring electronic health records and qualified electronic health records donated by a health care surrogate to be de-identified; authorizing a donor to amend the terms or revoke an electronic health records donation in specified manners; creating s. 765.1141, F.S.; requiring the Agency for Health Care Administration and the Department of Highway Safety and Motor Vehicles to develop and implement a program that encourages and authorizes persons to donate electronic health records and qualified electronic health records as part of a process of issuing and renewing identification cards and driver licenses; requiring specified information to be included in the donor registration card distributed by the department; requiring the agency and the department to develop and implement a program to identify donors through notations on identification cards and driver licenses; requiring the agency to provide certain supplies and forms, and the department to provide a recordkeeping system; prohibiting the department and agency from incurring liability in connection with the performance of certain acts; requiring the department to maintain a link on its website referring visitors to an electronic health records repository under certain circumstances; requiring rulemaking; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate to expand health care decision authority of the health care surrogate; providing an effective date.

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

By Senator Stargel—

SB 806—A bill to be entitled An act relating to the Committee on Early Grade Success; creating the Committee on Early Grade Success within the Department of Education; specifying committee purpose; requiring the committee to develop a proposal for specified purposes; providing proposal requirements; providing for membership of the committee; providing requirements for electing a committee chair and vice chair; providing committee meeting requirements; requiring the University of Florida Lastinger Center for Learning to provide necessary staff for the committee; requiring the committee to submit a report by a specified date; providing for the expiration of the committee; authorizing rulemaking; providing an effective date.

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

By Senator Mayfield—

SB 808—A bill to be entitled An act relating to maximum class size; amending s. 1002.31, F.S.; deleting a provision relating to compliance with maximum class size requirements for certain public schools of choice; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.451, F.S.; revising requirements for district innovation school of

technology compliance with maximum class size requirements; amending s. 1003.03, F.S.; calculating a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; providing an exemption from the reduction of a school district's class size categorical allocation for specified fiscal years; requiring an updated plan for compliance with class size requirements from certain districts for a specified fiscal year; amending s. 1011.6202, F.S.; revising requirements for compliance with maximum class size requirements for a school participating in the Principal Autonomy Pilot Project Program; providing an effective date.

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

By Senators Stewart and Campbell—

SB 810—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S., relating to the use, prevention, and reduction of restraint and seclusion on students with disabilities; providing definitions; providing a legislative finding; providing requirements for the use of physical restraint; prohibiting the use of physical restraint by school personnel who are not certified to use district-approved methods for applying restraint techniques; prohibiting specified physical restraint techniques; providing requirements for the use of seclusion and time-out; providing requirements for training and certification in the use of physical restraint and seclusion; providing for student-centered followup; providing requirements for documenting, reporting, and monitoring the use of physical restraint and seclusion; revising school district policies and procedures relating to physical restraint and seclusion; amending s. 1012.582, F.S.; requiring continuing education and inservice training for teaching students with emotional or behavioral disabilities; conforming provisions; providing an effective date.

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

By Senator Perry—

SB 812—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a personal lines residential or commercial residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

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

By Senator Broxson—

SB 814—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; revising the association's maximum aggregate liability for the contractual obligations of an insolvent insurer with respect to one life; specifying the association's maximum liability as to certain health insurance policies; amending s. 631.718, F.S.; revising the maximum limit of a certain annual assessment levied on member insurers by the association's board of directors; providing an effective date.

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

By Senator Simmons—

SB 816—A bill to be entitled An act relating to the Central and Southern Florida Project for Flood Control and Other Purposes; defining terms; providing legislative findings; directing the South Florida Water Management District to take control of discharges of water from Lake Okeechobee and take a leadership role in the rehabilitation of the Herbert Hoover Dike; directing the district to request that the United States Army Corps of Engineers revise a study and summary and to

rehabilitate, repair, improve, and strengthen the Herbert Hoover Dike; specifying a deadline for implementation; requiring the district to ensure that the release of lake water is executed only as part of a specified schedule; requiring the district to set a goal of increasing lake storage up to a specified amount to reduce certain discharges; providing an extension; requiring the district to take all steps necessary to accomplish specified dike improvements under certain circumstances; directing the district to request the Corps of Engineers to jointly develop a general reevaluation report for the Comprehensive Everglades Restoration Plan (CERP) with the purpose of increasing storage in the authorized Everglades Agricultural Area Storage Reservoir on A-1 and A-2 lands; clarifying that the development of this report does not preclude the implementation of approved CERP project components; specifying that implementation of the plan developed in the report is subject to congressional authorization and adherence with all other state and federal CERP project procedures; specifying that the state does not waive sovereign immunity for torts relating to the dike or project; providing that moneys expended for specified purposes by the district or another state agency in excess of state financial obligations are an interest-free loan or advance to the Federal Government; requiring the district to seek recovery of such moneys; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; providing legislative findings; specifying how such bond proceeds must be deposited; specifying how recovered funds are to be used; providing an effective date.

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

By Senator Hutson—

SB 818—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the definition of the term "interestholder" to clarify that the term does not include certain parties to a certain timeshare plan; amending s. 721.08, F.S.; clarifying current law; providing that certain instruments are not an encumbrance as they relate to certain vacation and timeshare plans; amending s. 721.125, F.S.; revising requirements for the termination of a timeshare plan; providing that the termination of a timeshare plan does not change the corporate status of an owners' association under certain circumstances; providing that the owners' association continues to exist until certain affairs are concluded; requiring the board of administration of the owners' association to serve as the termination trustee after termination of a timeshare plan; providing powers of the termination trustee; specifying that certain expenses incurred by the termination trustee must be borne by the tenants of a former timeshare property; requiring the termination trustee to adopt certain procedures to implement the partition or sale of a former timeshare property; requiring a voting representative to be designated under certain circumstances; specifying the voting rights of the voting representative; conforming provisions to changes made by the act; creating s. 725.1255, F.S.; providing legislative findings; specifying the percentage of votes required to extend the term of a timeshare plan under certain circumstances; specifying what constitutes a quorum under certain circumstances; specifying that a meeting to extend a timeshare plan may be held at any time; authorizing an owners' association to determine if a person or entity holding a voting interest is ineligible to vote, subject to certain requirements; specifying the maximum duration of validity of a proxy; providing that a proxy for a vote is revocable unless otherwise stated; specifying requirements for certain extension votes to be effective; providing applicability; providing an effective date.

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

By Senator Hutson—

SB 820—A bill to be entitled An act relating to taxation of the rental of commercial real property; amending s. 212.031, F.S.; providing an exemption from the tax for property with a total annual rental payment under a specified limit; defining the terms "total annual rental payment" and "affiliated group"; providing construction; providing an exception to the exemption; providing applicability; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Hutson—

SB 822—A bill to be entitled An act relating to intrusion and burglar alarms; amending s. 489.529, F.S.; providing an exclusion from the requirement for a verification call prior to alarm dispatch for specified premises; providing an effective date.

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

By Senator Perry—

SB 824—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Pilot Program; creating s. 1003.481, F.S.; creating the Early Childhood Music Education Incentive Pilot Program within the Department of Education for a specified period; providing for school district eligibility; providing comprehensive music education program requirements; providing for school district selection, funding, and program payments; requiring selected school districts to annually provide a specified certification to the Commissioner of Education; requiring a selected school district to return funds under certain circumstances; requiring the University of Florida's College of Education to perform an evaluation; authorizing the State Board of Education to adopt rules; providing for expiration of the pilot program; providing an effective date.

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

By Senator Mayfield—

SB 826—A bill to be entitled An act relating to medical records; amending s. 395.3025, F.S.; revising costs that licensed facilities may include in their charge for patient records and reports; authorizing a flat fee for the furnishing of electronic medical records; amending s. 456.057, F.S.; revising who may charge for reproducing a patient's records and who may receive the patient's records for certain costs; authorizing a flat fee for the furnishing of electronic medical records; removing the authority of boards and departments to specify the cost of patient medical records; amending ss. 316.1932, 316.1933, 395.4025, and 440.185, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Powell and Campbell—

SB 828—A bill to be entitled An act relating to law enforcement body cameras; amending s. 943.1718, F.S.; requiring that law enforcement agencies with officers who engage in routine traffic stops require officers engaging in such stops to wear and use body cameras on or before a specified date; providing an effective date.

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

By Senator Baxley—

SB 830—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing an effective date.

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

By Senator Young—

SB 832—A bill to be entitled An act relating to drones; creating s. 330.41, F.S.; providing a short title; defining terms; providing that the authority to regulate the ownership or operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing that this act does not limit local government authority to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems, subject to certain requirements; providing construction; requiring persons seeking to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting a person from knowingly and willfully operating a drone over or allowing a drone to make contact with or come within a certain distance of certain critical infrastructure facilities; providing that such a violation is a misdemeanor punishable under specified provisions of ch. 775; providing an exemption from specified prohibited acts; amending s. 934.50, F.S.; providing that the use of a drone by a communications service provider or contractor is not prohibited under certain provisions of ch. 934; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; Communications, Energy, and Public Utilities; and Rules.

By Senator Powell—

SB 834—A bill to be entitled An act relating to controlled substances; amending s. 893.135, F.S.; authorizing a defendant to move a sentencing court to depart from the mandatory minimum term of imprisonment of 3 years and from the mandatory fine for a drug trafficking violation involving a certain quantity of a specified controlled substance; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; providing an effective date.

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

By Senator Gibson—

SB 836—A bill to be entitled An act relating to preference in hiring veterans; providing a short title; amending s. 295.188, F.S.; authorizing a corporate income tax credit for private employers hiring certain veterans or spouses of veterans; providing a limitation; requiring the Department of Revenue to adopt certain rules and establish certain requirements; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Perry—

SB 838—A bill to be entitled An act relating to the tax on commercial real property; amending s. 212.031, F.S.; providing certain exemptions from the tax imposed on rental or license fees charged for the use of commercial real property; providing for the future repeal of s. 212.031, F.S., relating to the imposition of a tax on the rental or license fees charged for the use of commercial real property; amending ss. 212.0598, 212.0602, 288.1258, 338.234, and 341.840, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Clemens—

SB 840—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; revising requirements

for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities dispensing controlled substances; specifying when a revised reporting requirement takes effect; providing effective dates.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Regulated Industries; and Rules.

By Senators Artiles and Galvano—

SB 842—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 343.58, F.S.; requiring the Department of Transportation to transfer specified amounts annually from the State Transportation Trust Fund to the authority; requiring that the transfer be made through quarterly payments commencing at the start of each fiscal year; prohibiting state funds provided to the authority under this section from being considered state financial assistance subject to specified provisions; amending s. 341.302, F.S.; authorizing the department to agree to assume certain indemnification and insurance obligations under certain circumstances; providing an effective date.

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

By Senators Simmons and Baxley—

SB 844—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; defining and redefining terms; making technical changes; prohibiting the excavation, exposing, movement, removal, or other disturbance of the contents of a tomb or memorial; providing criminal penalties; providing exceptions to the prohibition against disturbance of the contents of a tomb or memorial for cemeteries that are exempt from certain regulation; providing an effective date.

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

By Senator Powell—

SB 846—A bill to be entitled An act relating to the internship tax credit program; creating s. 220.198, F.S.; providing a short title; providing definitions; authorizing a corporate income tax credit of up to a specified amount for a degree-seeking student hired by a qualified business after a completed internship by the degree-seeking student; providing eligibility criteria; limiting the amount of the tax credit a qualified business may claim; authorizing the Department of Revenue to adopt rules governing applications and establish qualification requirements; authorizing a business to carry forward the tax credit for a specified period; providing an effective date.

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

By Senator Rouson—

SB 848—A bill to be entitled An act relating to suspension of civil rights; amending s. 944.292, F.S.; revising provisions related to the suspension of civil rights to apply to persons convicted of certain felonies; providing an effective date.

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

By Senator Rouson—

SB 850—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing a certain legal entity in which a public housing authority holds an ownership interest or participates in its governance to form a specified self-insurance fund with other such entities or public housing authorities; providing an effective date.

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

By Senators Garcia, Benacquisto, Flores, and Campbell—

SB 852—A bill to be entitled An act relating to human trafficking; amending s. 39.524, F.S.; requiring the Department of Children and Families or a sheriff's office to conduct a multidisciplinary staffing on child victims of commercial sexual exploitation to determine the child's service and placement needs; revising the date by which the department or sheriff's office must submit a report to the Legislature on child commercial sexual exploitation and safe-harbor placements; revising the contents of the report, including recommendations by the Office of Program Policy Analysis and Government Accountability study on commercial sexual exploitation of children; requiring the department to maintain certain data on the child victims; amending s. 92.565, F.S.; adding commercial sexual activity as a crime in which the defendant's admission is admissible during trial; amending s. 409.016, F.S.; defining the term "commercial sexual exploitation"; amending s. 409.1678, F.S.; deleting the term "sexually exploited child"; removing an obsolete date; conforming provisions to changes made by the act; amending s. 409.1754, F.S.; requiring the department or sheriff's office to conduct multidisciplinary staffings for child victims; requiring a service plan for all victims of child commercial sexual exploitation; requiring the department or sheriff's office to follow up on all victims of child commercial sexual exploitation within a specified timeframe; amending s. 907.041, F.S.; adding human trafficking to the list of crimes requiring pretrial detention of the defendant; reenacting s. 790.065(2)(c), F.S., relating to the sale and delivery of firearms to incorporate the amendment made to s. 907.041, F.S., in a reference thereto; providing an effective date.

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

By Senator Brandes—

SB 854—A bill to be entitled An act relating to a task force on affordable housing; creating a task force on affordable housing; directing the task force to be assigned to the Florida Housing Finance Corporation for administrative purposes; directing the task force to convene no later than a specified date; providing membership requirements; directing the corporation to provide administrative and staff support services to the task force; requiring members of the task force to serve without compensation; providing members certain entitlements to reimbursement, subject to certain requirements; directing the task force to develop recommendations for the state's affordable housing needs, subject to certain requirements; directing the task force to submit a report to the Governor and the Legislature by a specified date; terminating the task force by a specified date; providing an effective date.

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

By Senator Broxson—

SB 856—A bill to be entitled An act relating to education; amending s. 1012.335, F.S.; prohibiting a district school board from awarding an annual contract for instructional personnel under certain circumstances; prohibiting a district school board from altering or limiting its authority to award or not award an annual contract; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Stargel—

SB 858—A bill to be entitled An act relating to search warrants; amending s. 933.02, F.S.; expanding the grounds for issuance of a search warrant to include blood if it constitutes evidence relevant to proving that misdemeanor driving under the influence has been committed; providing that specified rights or privileges do not preclude the issuance of a search warrant for blood in a driving under the influence case which is considered an additional method to secure evidence subsequent to various other methods; authorizing the issuance of a search warrant for blood in a misdemeanor driving under the influence case only after a condition has been met; making technical changes; providing an effective date.

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

By Senator Brandes—

SB 860—A bill to be entitled An act relating to building code administrators and inspectors; amending s. 468.603, F.S.; revising and defining terms; amending s. 468.609, F.S.; creating an internship path to certification as an inspector or plans examiner; specifying requirements for the internship periods; requiring the board to authorize specified candidates for certification as building code inspectors or plans examiners to perform duties during a specified period after initial application, to apply for a 1-year provisional certificate under certain circumstances, and to apply for standard certification within a certain time before completing the internship period; deleting being newly hired or promoted as a condition for eligibility to qualify for a provisional certificate; requiring rulemaking; requiring the board to develop a form to transfer internship periods completed in other jurisdictions under certain circumstances; requiring the board to develop an electronic application for standard certification for certain persons; authorizing persons to seek additional certifications if they meet certain requirements; conforming cross-references; amending s. 553.791, F.S.; revising the definition of the term “private provider”; conforming cross-references; amending ss. 471.045 and 481.222, F.S.; conforming cross-references; providing an effective date.

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

By Senator Lee—

SB 862—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S., and reenacting subsection (3), relating to a public records exemption for information regarding voters and voter registration; 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 a statement of public necessity; providing an effective date.

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

By Senator Baxley—

SB 864—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; requiring that requests to inspect or copy records in the custody of a law enforcement agency be made to a certain individual; conforming a cross-reference; amending s. 497.140, F.S.; correcting a cross-reference; amending ss. 627.311 and 627.351, F.S.; conforming cross-references; providing an effective date.

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

By Senator Baxley—

SJR 866—A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the percentage of elector

votes required to approve an amendment or a revision to the State Constitution from 60 percent to 66 and 2/3 percent.

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

By Senator Baxley—

SB 868—A bill to be entitled An act relating to educational options and services; amending s. 413.011, F.S.; providing that a participant in an adult or youth work experience activity in the Division of Blind Services is considered an employee of the state for workers’ compensation coverage; creating s. 413.209, F.S.; providing that a participant in an adult or youth work experience activity in vocational rehabilitation programs is considered an employee of the state for workers’ compensation coverage; amending ss. 1002.37 and 1002.45, F.S.; revising student eligibility requirements for the Florida Virtual School and virtual instruction programs; repealing s. 1002.455, F.S., relating to student eligibility for K-12 virtual instruction; amending s. 1003.4282, F.S.; specifying diploma designation and work experience options available for a student with a disability; amending s. 1003.52, F.S.; revising the type of programs and participants served in Department of Juvenile Justice education programs; amending s. 1004.015, F.S.; revising the membership of the Higher Education Coordinating Council; amending s. 1004.04, F.S.; requiring an institution that seeks initial approval after a specified date to offer a graduate-level teacher preparation program to offer students certain options; amending s. 1007.27, F.S.; requiring Advanced International Certificate of Education Program and International General Certificate of Secondary Education Program courses that a student may receive credit for to be specified in the statewide articulation agreement; amending s. 1007.271, F.S.; specifying that career dual enrollment is an option for students to earn career certificates leading to industry certifications; expanding the rulemaking authority of the State Board of Education; authorizing the Commissioner of Education to approve a statewide dual enrollment articulation agreement for the Florida Virtual School; amending ss. 1002.33, 1003.498, and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Baxley—

SB 870—A bill to be entitled An act relating to Internet access; providing a short title; creating s. 847.0143, F.S.; providing definitions; prohibiting covered businesses from manufacturing, distributing, or selling certain devices unless the devices contain an active and operating filter that blocks Internet access to specified types of sexually oriented material, prostitution, assignation, lewdness, and human trafficking; providing for injunctive relief for violations; providing requirements for a consumer to have such filter deactivated; requiring a filter deactivation fee and providing for the collection and distribution thereof; prohibiting the distribution or sale of certain devices without filters to minors and adults; providing criminal penalties; providing for jurisdiction to prosecute violations; providing for continuing duties of covered businesses; requiring covered businesses to respond to reports of obscene material that has breached the filter; providing for civil penalties for violations; providing for attorney fees and costs; requiring covered businesses to unblock nonobscene material; providing for declaratory relief; exempting certain websites from filtering; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution to prosecute violations; providing an effective date.

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

By Senator Rouson—

SB 872—A bill to be entitled An act relating to consumer finance loans; creating s. 516.40, F.S.; establishing the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative findings and intent; creating s. 516.41, F.S.; defining terms; creating s. 516.42, F.S.; prohibiting a person from certain activities relating to program loans unless the person obtains a pilot

program license from the office; providing criteria for participation in the pilot program; specifying application requirements and fees; providing for construction; specifying a renewal fee; requiring that branch offices of a program licensee be licensed; specifying requirements and a fee for applications for a program branch office license; specifying a branch office renewal fee; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements and limitations for program loans; authorizing certain documents to be provided in the language in which the loan was negotiated; requiring a program licensee to provide specified disclosures; authorizing a program licensee to contract for and receive a specified nonrefundable origination fee from a borrower on a program loan; authorizing a program licensee to collect specified insufficient funds fees and delinquency charges; requiring a program licensee to provide specified credit education to a borrower before disbursing program loan proceeds; requiring a program licensee to report borrowers' payment performance to at least one specified consumer reporting agency and provide borrowers with the names of such agencies; prohibiting the office from approving a person for the program before the person is accepted as a data furnisher by a consumer reporting agency; requiring a program licensee to underwrite each program loan; prohibiting a program licensee from making a program loan under certain circumstances; providing required and authorized procedures for a program licensee to determine a borrower's ability and willingness to repay the program loan; prohibiting a program licensee from requiring certain waivers from a borrower or from certain acts against a borrower who refuses certain waivers; providing requirements for authorized waivers; providing for applicability and construction; creating s. 516.44, F.S.; requiring arrangements between a program licensee and a referral partner to be specified in a written agreement; providing requirements for such agreement; specifying authorized services for referral partners; providing requirements for a referral partner who accepts loan payments from a borrower; providing for construction; prohibiting specified activities by a referral partner; requiring a referral partner to provide a specified notice to an applicant for a program loan and certain assistance to the applicant under certain circumstances; specifying requirements, limitations, and prohibitions for the compensation of a referral partner by a program licensee; requiring a program licensee to provide a specified notice to the office after entering into a contract with a referral partner; requiring a referral partner to provide written notice to the program licensee of certain information within a specified time; specifying the program licensee's responsibility for acts of its referral partner; requiring a program licensee to pay a specified fee to the office to file a referral partner notice; requiring rulemaking by the commission; creating s. 516.45, F.S.; requiring the office to examine program licensees at specified intervals beginning on a specified date; providing an exception; requiring program licensees to pay the cost of examinations; authorizing the office to maintain an action for recovery of the cost; authorizing a method to determine the cost of examinations; limiting the scope of investigations into program licensees or referral partners; providing that a program licensee is subject to certain disciplinary action for certain violations; authorizing the office to take certain disciplinary actions; requiring rulemaking by the commission; creating s. 516.46, F.S.; requiring a program licensee to file a specified annual report with the office beginning on a certain date; requiring the office to post a report to its website summarizing the use of the program by a certain date; specifying information to be contained in the office's report; providing for conditional future repeal of the program; providing an effective date.

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

By Senator Young—

SB 874—A bill to be entitled An act relating to nutrient pollution from onsite sewage treatment and disposal systems; amending s. 375.041, F.S.; specifying an appropriation from the Land Acquisition Trust Fund to reduce nutrient pollution by offsetting or partially offsetting property owner costs incurred to retrofit certain onsite sewage treatment and disposal systems, to connect certain properties to central sewer systems, and for certain muck dredging and stormwater improvements; authorizing the Department of Environmental Protection to make certain grants; amending s. 403.067, F.S.; defining "onsite sewage treatment and disposal system"; requiring the department, as part of a basin management action plan, to develop onsite sewage

treatment and disposal system remediation plans under certain conditions; specifying parameters for selecting priority focus areas for remediation; specifying the parameters for developing and adopting a remediation plan; specifying requirements for the installation, repair, modification, or upgrade of certain onsite sewage treatment and disposal systems; providing an effective date.

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

By Senator Young—

SB 876—A bill to be entitled An act relating to programs for impaired health care practitioners; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department in intervention, in evaluating and treating professionals, in providing and monitoring continued care of impaired professionals, and in expelling professionals from the program; authorizing, instead of requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms to protect the health, safety, and welfare of the public; requiring consultants to assist the department and licensure boards on matters relating to impaired practitioners; requiring the department to refer practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances to encourage self-reporting; requiring consultants to disclose all information relating to practitioners who are terminated from the program for material non-compliance; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 401.411, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 455.227, F.S.; conforming provisions to changes made by the act; amending ss. 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, and 464.018, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 464.204, F.S.; conforming provisions to changes made by the act; amending ss. 465.016, 466.028, 467.203, 468.217, and 468.3101, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 474.221, F.S.; conforming provisions to changes made by the act; amending s. 483.825, F.S.; providing that certain persons may be reported to a consultant rather than the department under certain circumstances; providing an effective date.

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

By Senator Lee—

SB 878—A bill to be entitled An act relating to Supreme Court reporting requirements; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; providing an effective date.

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

By Senator Stargel—

SB 880—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising definitions; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program to include the establishment and maintenance of certain internal controls; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; declaring that the act fulfills an important state interest; providing an effective date.

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

By Senator Bean—

SJR 882—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to provide for the election of the Secretary of State and his or her inclusion as a member of the Cabinet.

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

By Senator Hutson—

SB 884—A bill to be entitled An act relating to sharks; creating s. 379.2426, F.S.; prohibiting the possession, sale, offer for sale, trade, or distribution of shark fins or shark tails; providing definitions; providing an exemption for certain licensees or permit holders under specified circumstances; requiring any shark fin or shark tail seized by the Fish and Wildlife Conservation Commission to be destroyed; providing penalties; authorizing the commission to adopt rules to administer the act; providing an effective date.

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

By Senator Powell—

SB 886—A bill to be entitled An act relating to public records; amending s. 397.6815, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding substance abuse impaired persons; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing for retroactive application; providing a statement of public necessity; providing an effective date.

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

By Senator Bean—

SB 888—A bill to be entitled An act relating to prescription drug price transparency; amending s. 408.062, F.S.; requiring the Agency for Health Care Administration to collect data on the retail prices charged by pharmacies for the 300 most frequently prescribed medicines; requiring the agency to update its website monthly; providing an effective date.

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

By Senator Bean—

SB 890—A bill to be entitled An act relating to a review of the Florida Endowment for Vocational Rehabilitation; repealing s. 413.615(14), F.S., which provides for future review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; abrogating the scheduled repeal; providing an effective date.

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

By Senator Simmons—

SB 892—A bill to be entitled An act relating to youthful offenders; amending s. 958.04, F.S.; revising the criteria allowing a court to sentence as a youthful offender a person who is found guilty of, or who pled nolo contendere or guilty to, committing a felony before the person turned 21 years of age; reenacting ss. 958.03(5), 958.045(8)(a), and 985.565(4)(c), F.S., relating to the definition of "youthful offender," the youthful offender basic training program, and classification as a youth offender, respectively, to incorporate the amendment made to s. 958.04, F.S., in references thereto; providing an effective date.

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

By Senator Simmons—

SB 894—A bill to be entitled An act relating to arrest warrants for state prisoners; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued; requiring the prisoner to serve notice on the state attorney; requiring the state attorney to schedule a status hearing within a certain time after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring the court to send the order to the county sheriff; providing an effective date.

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

By Senator Simmons—

SB 896—A bill to be entitled An act relating to the direct-support organization for the Florida Prepaid Tuition Scholarship Program; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid Tuition Scholarship Program; providing an effective date.

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

By Senators Simmons and Artiles—

SB 898—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and court costs; providing construction; providing an effective date.

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

By Senator Lee—

SB 900—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; revising applicability of certain definitions; defining the term “plan year”; authorizing the program to include additional benefits; authorizing an employee to use a specified portion of the state’s contribution to purchase additional program benefits and supplemental benefits under certain circumstances; providing for the program to offer health plans in specified benefit levels; requiring the Department of Management Services to develop a plan for implementation of the benefit levels; providing reporting requirements; providing for expiration of the implementation plan; creating s. 110.12303, F.S.; authorizing additional benefits to be included in the program; requiring the department to contract with at least one entity that provides comprehensive pricing and inclusive services for surgery and other medical procedures; providing contract and reporting requirements; requiring the department to contract with an entity to provide enrollees with online information on health care services and providers; providing contract and reporting requirements; creating s. 110.12304, F.S.; directing the department to contract with an independent benefits consultant; providing qualifications and duties of the independent benefits consultant; providing reporting requirements; providing that the department shall determine and recommend premiums for enrollees for the 2018 plan year; providing requirements for the determination of premiums; requiring the department to submit premium rates to the Legislative Budget Commission by a specified date for review and approval; requiring premium rates to be consistent with the total budgeted amount for the program in the General Appropriations Act for the 2017-2018 fiscal year; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Simmons—

SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; revising program eligibility requirements; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; authorizing a parent to select certain additional specialized services; revising the date upon which certain private schools must submit a required report; specifying that certain actions of the private school are a basis for program ineligibility; revising funding calculation requirements; providing an appropriation; providing an effective date.

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

By Senator Steube—

SJR 904—A joint resolution proposing amendments to Section 17 of Article III and Section 7 of Article IV and the creation of a new section in Article XII of the State Constitution to authorize the House of Representatives to impeach state attorneys and public defenders for misdemeanors in office and subject them to trial by the Senate, if impeached; preserve the Governor’s existing authority to suspend state attorneys and public defenders from office; and to provide that state attorneys and public defenders who hold office on or after the amendment’s effective date are subject to impeachment.

—was referred to the Committees on Ethics and Elections; Judiciary; Criminal Justice; and Rules.

By Senator Steube—

SB 906—A bill to be entitled An act relating to student assessments; requiring that the Commissioner of Education periodically publish on the Department of Education’s website any assessment administered or adopted during the previous school year; providing an effective date.

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

By Senator Baxley—

SB 908—A bill to be entitled An act relating to licenses to carry concealed weapons or firearms; amending s. 311.12, F.S.; authorizing persons holding licenses to carry concealed weapons or firearms to carry concealed weapons or firearms in secure and restricted areas of seaports; amending s. 790.06, F.S.; deleting restrictions on places where persons holding licenses to carry concealed weapons or firearms may carry such weapons or firearms; amending s. 790.115, F.S.; authorizing persons holding licenses to carry concealed weapons or firearms to carry concealed weapons or firearms at school-sponsored events or on school property; amending s. 790.145, F.S.; authorizing persons holding licenses to carry concealed firearms to carry concealed firearms in pharmacies; amending s. 790.251, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Baxley and Mayfield—

SJR 910—A joint resolution proposing amendments to Section 8 of Article I and Section 5 of Article VIII of the State Constitution to exempt law enforcement officers from the 3-day waiting period for handgun purchases under state law and under any county ordinance requiring a waiting period for handgun purchases.

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

By Senators Baxley and Mayfield—

SB 912—A bill to be entitled An act relating to exceptions to requirements for the purchase and sale of firearms; amending s. 790.0655, F.S.; exempting certain qualified law enforcement officers and qualified retired law enforcement officers from the 3-day waiting period for purchasing a handgun; creating s. 790.0656, F.S.; exempting concealed weapon or concealed firearm licensees and certain current and retired law enforcement officers from certain county criminal history and waiting period requirements when purchasing a firearm; providing a contingent effective date.

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

By Senator Baxley—

SB 914—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

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

By Senator Grimsley—

SB 916—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; deleting the fee-for-service option as a basis for the reimbursement of Medicaid provider service networks; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; requiring that a required databook consist of data that is consistent with actuarial rate-setting practices and standards; revising the designation and county makeup of regions of the state for purposes of procuring health plans that may participate in the Medicaid program; adding a factor that the Agency for Health Care Administration must consider in the selection of eligible plans; deleting a requirement related to fee-for-service provider service networks; amending s. 409.968, F.S.; requiring provider service networks to be prepaid plans; deleting a fee-for-service option for Medicaid reimbursement for provider service networks; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.974, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting an obsolete provision; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting a requirement that the agency consider a specific factor relating to the selection of managed medical assistance plans; providing an effective date.

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

By Senator Simmons—

SB 918—A bill to be entitled An act relating to driving under the influence; amending s. 316.1939, F.S.; providing penalties for a first-time refusal of a chemical or physical test of a person's breath, blood, or urine; providing that a subsequent refusal by a person who has previously had a license suspension for a prior refusal is a misdemeanor of the first degree; requiring the court to impose certain mandatory ignition interlock devices on the vehicles of convicted persons for a specified time under certain circumstances; prohibiting a court from suspending, deferring, or withholding adjudication of guilt or the imposition of a sentence or penalty for a specified offense; conforming provisions to changes made by this act; providing an effective date.

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

By Senator Farmer—

SCR 920—A concurrent resolution acknowledging the grave injustice perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as the "Groveland Four," exonerating the four men, offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to pardon Walter Irvin and Charles Greenlee.

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

By Senator Garcia—

SB 922—A bill to be entitled An act relating to insurance adjusters; amending s. 624.501, F.S.; deleting a fee for an original or renewal license for an adjusting firm; amending s. 626.015, F.S.; redefining the term "adjuster"; amending s. 626.022, F.S.; revising applicability of the Licensing Procedures Law to include adjusting firms; amending s. 626.112, F.S.; prohibiting certain entities from acting as insurance adjusting firms without specified licenses; providing an exemption; providing construction; specifying that an unlicensed firm is subject to a certain administrative penalty; deleting a requirement for the Department of Financial Services to automatically convert a certain registration to an insurance agency license as of a certain date; amending s. 626.854, F.S.; redefining the term "public adjuster"; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the method for an insured or claimant to provide certain notice to an insurer; redefining the term "written advertisement"; providing construction relating to a certain limitation on public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance claim; conforming a cross-reference; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term "all-lines adjuster"; creating s. 626.8561, F.S.; defining the term "public adjuster apprentice"; amending s. 626.8584, F.S.; redefining the term "nonresident all-lines adjuster"; amending s. 626.861, F.S.; revising construction; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; replacing public adjuster apprentice licensing provisions with public adjuster apprentice appointment provisions; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters that supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of a public adjuster apprentice; conforming provisions to changes made by the act; amending s. 626.8695, F.S.; revising requirements for certain entities in designating primary adjusters; redefining the term "primary adjuster"; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm location conducting insurance business under certain circumstances; providing for construction relating to expiration of a firm license under certain circumstances; revising procedures for an adjusting firm to determine a person's current licensure status; conforming a provision to changes made by the act; amending s. 626.8696, F.S.; revising conditions for an adjusting firm license; revising application requirements for such license; providing rulemaking authority of the department; prohibiting the department from requiring certain information on an application; providing construction; repealing s. 626.872, F.S., relating to temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue licenses for catastrophe or emergency adjusters; amending s. 626.875, F.S.; revising the minimum time period in a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters and certain all-lines adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; amending s. 626.9953, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Rouson—

SB 924—A bill to be entitled An act relating to children's initiatives; amending s. 409.147, F.S.; creating the Tampa Success Zone within the City of Tampa; providing for the projects to be managed by a corporation not for profit that is not subject to control, supervision, or direction by any agency of the state; providing legislative intent; requiring the corporation to be subject to state public records and public meeting requirements and to requirements for the procurement of commodities and contractual services; providing that the area included in the success zone be determined based on the corporation's ability to provide programs and services to participants; providing for implementation of the success zone; providing an effective date.

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

By Senators Flores and Bradley—

SB 926—A bill to be entitled An act relating to K-12 student assessments; requiring the Commissioner of Education to review specified college entrance examinations to determine their alignment with the core curricular content for high school level English Language Arts and mathematics established in state standards; requiring the commissioner to submit a report on the results of such review to the Governor, Legislature, and State Board of Education by a specified date; amending s. 1008.22, F.S.; revising provisions relating to achievement levels for certain statewide, standardized assessments; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades; revising provisions relating to reporting requirements for local assessments required by school districts; providing reporting requirements for certain student assessment results; providing an effective date.

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

By Senator Stargel—

SB 928—A bill to be entitled An act relating to water protection and sustainability; creating the “Heartland Headwaters Protection and Sustainability Act”; creating s. 373.462, F.S.; providing legislative findings and intent; exempting an entity created by a specified interlocal agreement from the requirement that the Secretary of Environmental Protection must approve the interlocal agreement; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative to prepare an annual report concerning water resource projects within a specified area; specifying requirements for such report; requiring the inclusion of such report in the appropriate consolidated water management district annual report; amending s. 212.055, F.S.; authorizing certain entities to expend proceeds of local government infrastructure surtaxes for certain purposes; providing for annual appropriations; providing an effective date.

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

By Senator Baxley—

SB 930—A bill to be entitled An act relating to access to capital; amending s. 215.84, F.S.; redefining the term “revenue bonds”; amending s. 288.9602, F.S.; revising legislative findings; amending s. 288.9604, F.S.; expanding the authority of the Florida Development Finance Corporation to function within the corporate limits of this state as opposed to the corporate limits of an agency with which it has entered into an interlocal agreement; authorizing meetings of the directors of the corporation to be conducted through teleconference; ratifying certain actions taken by the board of directors of the Florida Development Finance Corporation on a specified date without regard to vacancies on the board; amending s. 288.9605, F.S.; deleting a requirement that interlocal agreements entered into by the corporation be executed pursuant to specified provisions of ch. 163, F.S.; authorizing the execution of documents by electronic signature; amending s. 288.9606, F.S.; increasing the maximum maturation date for specified bonds, notes, or other forms of indebtedness; deleting a requirement that the Florida Development Finance Corporation receive authority to issue revenue bonds from a public agency; specifying that bonds issued by the corporation are not a debt, liability, or obligation of the state or of any political subdivision thereof; providing requirements for the issuance of specified bonds; amending s. 288.9610, F.S.; revising the entities to which the corporation must submit an annual report; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Thurston—

SB 932—A bill to be entitled An act relating to a special assessment for law enforcement services; creating s. 166.225, F.S.; authorizing a municipality to levy a special assessment to fund the costs of providing law enforcement services under certain circumstances; providing a methodology for apportionment of the special assessment; providing a limitation on the amount of assessment per residential unit; providing a maximum rate for assessment increases; requiring the municipality to reduce its ad valorem millage to levy the special assessment; requiring the property appraiser to list the special assessment on the notice of proposed property taxes; specifying exceptions to the reduction of the ad valorem millage by more than a certain percentage; authorizing the Department of Revenue to adopt rules and forms; providing for construction; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Thurston—

SB 934—A bill to be entitled An act relating to restoration of civil rights; providing a short title; providing legislative findings and purpose; creating s. 944.294, F.S.; defining the term “completion of sentence”; providing for automatic restoration of a former felon’s civil rights, other than the right to own, possess, or use firearms, after completion of his or her sentence of incarceration and conditions of supervision; providing conditions for and exemptions from automatic restoration; requiring a court to notify a defendant of specified information under certain circumstances; requiring the Secretary of State to develop and implement a program to educate the public about the civil rights of people who have felony convictions; amending ss. 944.292 and 944.705, F.S.; conforming provisions; providing retroactive applicability; providing a contingent effective date.

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

By Senator Montford—

SB 936—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; revising the purpose of the Regional Rural Development Grants Program; revising the entities an economic development organization may assist with a grant; providing a maximum amount for grants received by specified economic development organizations; deleting a provision authorizing the Department of Economic Opportunity to contract for the development of certain enterprise zone web portals or websites; increasing the maximum amount the department may expend from funds appropriated to the Rural Community Development Revolving Loan Fund for certain expenses; providing an effective date.

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

By Senator Rader—

SJR 938—A joint resolution proposing an amendment to Section 1 of Article IX of the State Constitution to establish minimum salaries for full-time public school teachers.

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

By Senator Perry—

SB 940—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; requiring local governments to address the protection of private property rights in their comprehensive plans; amending s. 163.3177, F.S.; requiring the comprehensive plan to include a private property rights element that sets forth principles, guidelines, standards, and strategies to achieve certain objectives; requiring counties and municipalities to adopt within a specified period land development regulations consistent with the private property

rights element; providing deadlines for each local government to adopt a private property rights element; requiring the state land planning agency to approve the private property rights element adopted by each local government if it is substantially in a specified form; providing an effective date.

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

By Senator Thurston—

SB 942—A bill to be entitled An act relating to public records; amending s. 943.0515, F.S.; specifying that certain information retained by the Criminal Justice Information Program relating to juvenile offenders is exempt from public records requirements; providing for future legislative review and repeal of the exemption; amending s. 943.053, F.S.; deleting exceptions from an exemption from public records requirements for certain information relating to juvenile offenders; providing for future legislative review and repeal of the exemption; conforming a provision to changes made by the act; providing a statement of public necessity; providing an effective date.

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

By Senator Bean—

SM 944—A memorial to the Congress of the United States, urging Congress to amend certain federal laws to remove obstacles to states exercising their authority and obligation, under state and federal law, to protect the integrity of elections by ensuring that only United States citizens are registered to vote.

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

By Senator Stewart—

SB 946—A bill to be entitled An act relating to child care facilities; amending s. 402.302, F.S.; revising the definition of the term “child care facility” to exclude facilities offering programs for children which are owned and operated by a county or municipal government under certain circumstances; providing an effective date.

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

By Senator Stewart—

SB 948—A bill to be entitled An act relating to the assessment of properties affected by imported or domestic drywall; amending s. 193.1552, F.S.; extending the expiration date of provisions specifying requirements for property appraisers to adjust assessed values of certain properties that are affected by certain imported or domestic drywall; making a technical change; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stewart—

SB 950—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.305, F.S.; prohibiting certain fines, special assessments, and interest and late charges from being imposed against certain parcels; providing liability for attorney fees and costs; providing notice requirements; providing an effective date.

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

By Senator Passidomo—

SB 952—A bill to be entitled An act relating to the resign-to-run law; amending s. 99.012, F.S.; revising the resign-to-run law to require an officer who qualifies for federal public office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; prescribing requirements for the written resignation; providing for an automatic irrevocable resignation in the event of non-compliance; specifying that a resignation creates a vacancy in office; revising an exception to the resign-to-run law; amending s. 121.121, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Passidomo and Braynon—

SB 954—A bill to be entitled An act relating to the canvassing of vote-by-mail ballots; amending s. 101.68, F.S.; deleting an obsolete date; modifying and clarifying provisions governing the canvassing of vote-by-mail ballots; authorizing use of the vote-by-mail ballot cure affidavit if an elector’s signature does not match the signature in the registration books or precinct register; requiring the supervisor of elections to immediately notify an elector upon receipt of a vote-by-mail ballot with a missing or mismatched signature; revising terminology; revising the cure affidavit instructions with respect to acceptable forms of identification; specifying that a Florida driver license or Florida identification card are acceptable forms of identification for purposes of curing a vote-by-mail ballot; expanding the scope of post-election signature update requests to include electors who cured a vote-by-mail ballot with a mismatched signature; providing an effective date.

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

By Senator Campbell—

SB 956—A bill to be entitled An act relating to concealed weapons or concealed firearms; amending s. 790.06, F.S.; requiring the Department of Agriculture and Consumer Services to issue a license if, in addition to other specified criteria, the applicant has undergone a mental health evaluation conducted by certain licensed professionals and has been determined to be competent; providing an effective date.

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

By Senator Thurston—

SB 958—A bill to be entitled An act relating to financial institutions; amending s. 658.21, F.S.; revising an applicable timeframe of a minimum financial institution experience requirement for certain proposed directors of a bank or trust company applicant; amending ss. 658.23 and 658.30, F.S.; revising applicability of the Florida Business Corporations Act to include parts II and III of ch. 607, F.S.; providing an effective date.

—was referred to the Committees on Banking and Insurance; Regulated Industries; and Rules.

By Senator Bracy—

SB 960—A bill to be entitled An act relating to law enforcement certification; amending s. 943.13, F.S.; requiring law enforcement, correctional, and correctional probation officers to pass a job-related psychological evaluation performed by a mental health professional before initial employment or appointment; conforming a cross-reference; amending s. 943.135, F.S.; requiring all officers to pass such psychological evaluation every 4 years as a condition of continued employment or appointment; amending s. 943.14, F.S.; requiring all criminal justice training schools to receive a specified national accreditation by a certain date; amending ss. 409.1757, 943.131, 943.1395, 943.1397, 943.17296, 943.173, 943.19, and 943.253, F.S.; conforming cross-references; providing an effective date.

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

By Senator Bracy—

SB 962—A bill to be entitled An act relating to juries for criminal cases; amending s. 913.10, F.S.; requiring 12-person jury trials for all life felony cases; providing an effective date.

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

By Senators Montford, Garcia, Lee, Stewart, and Mayfield—

SB 964—A bill to be entitled An act relating to education accountability; amending s. 1002.33, F.S.; requiring an application and charter for a high school charter school to require the administration of a specified assessment for graduation purposes; amending s. 1003.4156, F.S.; revising the mathematics and social studies requirements for student promotion to high school and for certain high school credits; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma; deleting provisions requiring a student or transfer student to take a statewide, standardized Algebra II assessment or a Geometry or United States History end-of-course (EOC) assessment; amending s. 1003.4285, F.S.; revising the standard high school diploma designation requirements for mathematics and social studies; amending s. 1008.22, F.S.; revising the grades in which the statewide, standardized Reading assessment must be administered; revising the administration of the statewide, standardized Mathematics and Science assessments and the English Language Arts (ELA) assessment; deleting requirements that a student take an EOC assessment in Geometry, Algebra II, United States History, or Civics; deleting a provision authorizing the Commissioner of Education to establish a schedule for the development and administration of additional statewide, standardized EOC assessments; authorizing the Department of Education to expand languages in which statewide, standardized assessments are administered; requiring that such assessments be provided at no cost to the school districts; requiring the commissioner to provide a nonelectronic option for the administration of specified assessments; requiring the commissioner to implement contracts for the selection of nationally recognized alternate high school assessments; requiring the department to conduct a study regarding student performance on assessments; requiring specified ELA and Mathematics assessments to be held within a specified timeframe; requiring a report to the State Board of Education, the Governor, and the Legislature by a specified date; requiring the commissioner to provide a specified analysis to each school district regarding student achievement levels and Learning Gains on each statewide, standardized assessment; requiring the department to include a summary of a specified analysis in a report to the Governor and the Legislature; creating s. 1008.223, F.S.; providing a purpose; providing responsibilities of the commissioner to select and approve a nationally recognized high school assessment to administer in lieu of the Florida Standards Assessment; authorizing school districts to select the assessment; providing requirements for the assessment; requiring the commissioner to use an invitation to negotiate to fulfill certain requirements; requiring the commissioner to require certain entities to include specified information; requiring the commissioner to consult with, and receive recommendations for alternate assessments from, specified entities; providing that the nationally recognized high school assessment satisfies the high school graduation requirements; providing responsibilities of school districts; amending s. 1008.25, F.S.; requiring each district school board to include the results of a specified analysis in its annual report to parents; amending s. 1008.34, F.S.; redefining the term “Learning Gains”; revising the calculation for school grades; requiring that the commissioner develop models for a specified purpose; deleting obsolete language; amending s. 1008.345, F.S.; requiring the commissioner’s report to the Legislature on education accountability to include a specified analysis; amending s. 1012.34, F.S.; deleting a provision requiring the department to approve the evaluation systems for instructional personnel and school administrators; revising the performance evaluation systems for instructional personnel and school administrators; requiring the board to adopt rules for the monitoring, rather than for the submission, review, and approval, of such systems; deleting provisions relating to the transition to statewide, standardized assessments; amending ss. 1002.331, 1012.341, and 1012.562, F.S.; conforming cross-references; providing an effective date.

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

By Senator Campbell—

SB 966—A bill to be entitled An act relating to eligibility for victim compensation awards; amending s. 960.065, F.S.; providing that certain persons adjudicated guilty of burglary are eligible for such awards under certain circumstances; making technical changes; reenacting s. 960.07(1), F.S., relating to the filing of claims for compensation, to incorporate the amendment made to s. 960.065, F.S., in a reference thereto; providing an effective date.

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

By Senator Bracy—

SB 968—A bill to be entitled An act relating to public records; amending s. 406.136, F.S.; expanding a public records exemption for photographs, videos, or audio recordings that depict or record the killing of a law enforcement officer to include the killing of any person; redefining a term; expanding restrictions on the viewing, copying, listening to, or other handling of a photograph or video or audio recording that depicts the killing of any person rather than only depicting the killing of a law enforcement officer who was acting in accordance with his or her official duties; expanding a public records exemption to include records depicting the killing of any person; providing retroactive application of the exemption; providing a statement of public necessity; providing for retroactive application; providing an effective date.

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

By Senator Bracy—

SB 970—A bill to be entitled An act relating to trust funds; creating s. 787.062, F.S.; creating the Florida Compensation Trust Fund for Survivors of Human Trafficking within the Department of Law Enforcement; providing the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

By Senator Bracy—

SB 972—A bill to be entitled An act relating to human trafficking; creating s. 787.061, F.S.; providing a short title; providing Legislative findings and intent; defining terms; creating a civil cause of action for minors who are victims of human trafficking; authorizing such minors to recover actual and punitive damages; authorizing the seizure and forfeiture of personal and real property used in human trafficking; providing for recovery by a prevailing victim or the Florida Compensation Trust Fund for Survivors of Human Trafficking of attorney fees, investigative expenses, court costs, economic and noneconomic damages, forfeited personal and real property, and other applicable civil penalties; requiring the court to impose specified civil penalties in certain circumstances; making personal or real property of certain persons subject to civil forfeiture upon disposition of certain leases, mortgages, or liens; requiring the Governor to appoint an administrator and a panel to evaluate and pay claims; requiring the trust fund administrator to establish guidelines and prepare and submit to the Governor an implementation plan; requiring the Executive Office of the Governor to issue an annual report on the compliance of the trust fund with its duties; requiring that applications for compensation be made available in at least English and Spanish; requiring closed hearings and the redaction or sealing of personal identifying information of the victim, upon the victim’s request; providing that there is no statute of limitation for bringing an action; providing an effective date.

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

By Senator Rodriguez—

SB 974—A bill to be entitled An act relating to public utility environmental remediation costs; creating s. 366.8256, F.S.; defining the term “county”; authorizing a municipality or a county operating under a home rule charter to file a request with the Public Service Commission for a hearing for a determination of prudence on environmental damage caused by a public utility; prohibiting the commission from conducting any hearing regarding recovery for remediation of such environmental damage until after the commission makes such determination or until the request is dismissed; requiring that pending hearings regarding recovery for remediation of such environmental damage be stayed until after the commission makes such determination or until the request is dismissed; requiring the public utility to submit a cost estimate for certain remediation expenses; requiring the commission to make a determination as to the prudence of a utility’s actions leading up to and in response to the environmental damage; prohibiting the utility from recovering expenditures to remedy the damage upon a finding that the utility did not act prudently; requiring the utility to develop a plan to remedy damages under certain circumstances; requiring the utility to specify how certain expenditures will be internalized; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Environmental Preservation and Conservation; and Rules.

By Senator Rodriguez—

SB 976—A bill to be entitled An act relating to public electric utility rates; amending s. 366.06, F.S.; requiring public electric utilities to charge specified electric rates as of a certain date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Appropriations; and Rules.

By Senator Powell—

SB 978—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; authorizing the use of credits earned upon completion of a registered apprenticeship or pre-apprenticeship to satisfy specified high school graduation credit requirements; requiring that the State Board of Education approve and identify apprenticeship and preapprenticeship programs for such purpose; providing an effective date.

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

By Senator Bracy—

SB 980—A bill to be entitled An act relating to expunging and sealing criminal history records; creating s. 943.0584, F.S.; establishing a nonjudicial expunction process within the Department of Law Enforcement for specified criminal history records; specifying the circumstances under which the department is required to approve such expunctions and under which an applicant’s records are ineligible for expunction; providing that there is no limit on the number of times that persons may obtain nonjudicial expunction for certain records; providing for the processing of such expunctions; providing that an expunction under this section has the same effect as a record expunged under s. 943.0585, F.S.; providing that any reference to any other chapter, section, or subdivision of the Florida Statutes constitutes a general reference under the doctrine of incorporation by reference; amending s. 943.0585, F.S.; providing jurisdiction of the courts over expunction procedures; specifying the circumstances under which a court may order expunction; limiting the authority of the courts to expunge certain records; requiring persons seeking expunction to apply to the department for a certificate of eligibility; specifying documentation that must be submitted to the court with a petition to expunge; providing a criminal

penalty for providing false information on a required sworn statement; providing guidelines for the processing of an order to expunge; providing the effect of orders to expunge; requiring criminal justice agencies to destroy copies of records that have been expunged; specifying exceptions to the confidential and exempt status of an expunged criminal history record; specifying that a person who has been granted expunction does not commit perjury and is not liable for giving a false statement under certain circumstances; providing that any reference to any other chapter, section, or subdivision of the Florida Statutes constitutes a general reference under the doctrine of incorporation by reference; specifying that no right to expunction is created; amending s. 943.059, F.S.; establishing a nonjudicial process within the department for the sealing of specified records; requiring the department to approve the nonjudicial sealing of certain records when certain conditions are met; limiting the authority of the department to seal certain records; specifying documentation that must be submitted to the department with an application to seal; providing a criminal penalty for providing false information on a required sworn statement; specifying how the nonjudicial sealing must be processed; providing for the effect of a record that has been nonjudicially sealed; providing that any reference to any other chapter, section, or subdivision of the Florida Statutes constitutes a general reference under the doctrine of incorporation by reference; amending ss. 776.09, 790.23, 943.053, 943.0582, 948.08, 948.16, 961.06, 985.04, 985.045, and 985.345, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

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

By Senator Mayfield—

SB 982—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the Indian River Lagoon system; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

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

By Senators Bean, Broxson, Mayfield, and Brandes—

SB 984—A bill to be entitled An act relating to the shared use of public school playground facilities; creating s. 1013.101, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Education to provide specified assistance to school districts; providing for funding as established in the General Appropriations Act; specifying funding allocation guidelines; requiring the department to annually post information regarding specified allocations on its website and report to the Legislature; requiring the department to develop an application process for school districts; requiring funding priority to be given to high-need communities; creating the Shared Use Task Force within the department; specifying the purpose and membership of the task force; providing requirements for electing a task force chair and vice chair and conducting its meetings; requiring the department to provide the task force with necessary staff; requiring the task force to submit a report to the Legislature by a specified date; providing for expiration of the task force; providing for rulemaking; providing an effective date.

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

By Senator Stargel—

SB 986—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending

s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; amending s. 554.103, F.S.; requiring, rather than authorizing, the Department of Financial Services to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; providing a penalty against an insurance carrier if certain followup inspections are not conducted; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; creating s. 554.116, F.S.; requiring a boiler insurance company to annually file a specified report with the chief boiler inspector; requiring the department to adopt a form by rule; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term "applicant"; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming

cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing an exception from a certain continuing education requirement for such licensees; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities' licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department's discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 768.28, F.S.; providing exceptions in tort claims against a subdivision of the state from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; providing an effective date.

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

By Senator Farmer—

SB 988—A bill to be entitled An act relating to the cigarette surcharge and tax; amending ss. 210.011 and 210.02, F.S.; revising the amounts and applicability of the cigarette surcharge and tax, respectively, which are levied upon the sale, receipt, purchase, possession, consumption, handling, distribution, and use of cigarettes; defining the term "standard package of cigarettes"; conforming provisions to changes made by the act; making technical changes; amending s. 210.04, F.S.; deleting provisions that authorize the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to authorize manufacturers to distribute specified free sample packages of cigarettes without affixing surcharge and tax stamps under certain circumstances and that provide the basis for a certain surcharge and tax; amending ss. 210.06 and 210.085, F.S.; conforming provisions to changes made by the act; amending s. 215.5602, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Passidomo—

SB 990—A bill to be entitled An act relating to municipal election dates; amending s. 100.3605, F.S.; requiring municipal elections to be held on certain dates determined by the supervisor of elections or on alternative fixed dates agreed to by the supervisor of elections and all municipalities within the county; providing applicability; preempting to the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; providing that the terms of incumbent elected municipal officers are extended until the next municipal election; providing an effective date.

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

By Senator Thurston—

SB 992—A bill to be entitled An act relating to the City of Lauderhill, Broward County; providing that a city ordinance creating a neighborhood improvement district may authorize the district to borrow money, contract loans, and issue bonds, certificates, warrants, notes, or other evidence of indebtedness and may pledge the special assessment power of the district to pay such debts for the purpose of financing certain capital projects; conditioning the exercise of such power by a neighborhood improvement district on approval by the governing board of the district, city commission, and electors of the district; establishing requirements for a referendum; specifying characteristics of bonds and loans authorized by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Rouson—

SB 994—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for National Pan-Hellenic Council Sorority or Fraternity license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop the license plates; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

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

By Senator Perry—

SB 996—A bill to be entitled An act relating to administrative proceedings; amending s. 57.111, F.S.; revising legislative findings and purpose; defining terms; requiring an award of attorney fees and costs to be made to a prevailing party in specified administrative proceedings subject to certain requirements; requiring an administrative law judge to conduct an evidentiary hearing and issue a final order on application for such award; providing a limit on an award of attorney fees and costs; amending ss. 379.502 and 403.121, F.S.; conforming cross-references; providing an effective date.

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

By Senator Bean—

SB 998—A bill to be entitled An act relating to the statute of limitations for criminal offenses against minors; amending s. 775.15, F.S.; extending the statute of limitations periods for certain kidnapping offenses involving minor victims based on the age of the victim at the time of the offense; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Campbell—

SB 1000—A bill to be entitled An act relating to firesafety standards; amending s. 633.208, F.S.; authorizing certain buildings to have specified balcony guard openings; providing construction; providing an effective date.

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

By Senator Perry—

SB 1002—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding ioflupane as an excepted substance to Schedule II of the standards and schedules of controlled substances; providing an effective date.

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

By Senator Baxley—

SB 1004—A bill to be entitled An act relating to public meetings and public records; amending s. 286.011, F.S.; exempting meetings between two members of certain boards or commissions from public meetings and public records requirements; providing restrictions on such meetings; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Baxley—

SB 1006—A bill to be entitled An act relating to the humanity of the unborn child; providing a short title; providing legislative intent; requiring the Department of Health to develop and annually update an electronic form containing certain information regarding assistance available to expectant mothers; providing requirements for such form; requiring the department to develop and distribute certain educational and informational materials; requiring the department to provide technical assistance to community-based organizations to prevent and promote awareness of elective terminations of pregnancies; requiring certain facilities providing obstetrical and birth control services to conspicuously display signs containing specified statements; requiring the Department of Education, in collaboration with the Department of Health, to develop an instructional program for public school students regarding the humanity of the unborn child; authorizing district school boards to implement such instructional program; prohibiting such instructional program from including any component of human sexuality education other than the curricular content established in the state standards; prohibiting referrals of any student to a medical facility or provider offering abortion services; requiring the Department of Health to submit an annual report to the Governor and Legislature by a specified date; providing an effective date.

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

By Senators Perry and Bradley—

SB 1008—A bill to be entitled An act relating to public records; amending s. 440.185, F.S.; providing an exemption from public records requirements for the personal identifying information of an injured or deceased employee which is contained in certain notices or reports filed with the Division of Workers' Compensation of the Department of Financial Services; authorizing the division to disclose such information under certain circumstances; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Farmer—

SB 1010—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Dan Marino Foundation license plate; amending s. 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Dan Marino Foundation license plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

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

By Senator Brandes—

SB 1012—A bill to be entitled An act relating to investigative and forensic services; amending s. 440.50, F.S.; deleting the Justice Administrative Commission from a list of entities whose unencumbered or undisbursed funds appropriated from the Workers' Compensation Administration Trust Fund must be reverted to the trust fund at specified intervals; reordering and amending s. 626.9891, F.S.; requiring insurers to designate primary anti-fraud employees; requiring certain insurers to adopt an anti-fraud plan and investigate possible fraudulent insurance acts; revising requirements for information to be filed by insurers with the Division of Investigative and Forensic Services of the Department of Financial Services; revising requirements for insurer anti-fraud plans; requiring insurers to submit specified anti-fraud statistics at certain intervals; revising requirements for reports to the department by insurers writing workers' compensation insurance; providing requirements for anti-fraud training for insurer anti-fraud investigative units or contractors; providing a penalty for violations; creating s. 626.9896, F.S.; providing legislative intent; creating the Insurance Fraud Dedicated Prosecutor Program; requiring the division to accept and administer appropriated moneys for a certain purpose; requiring a state attorney's office that desires a grant under the program to apply to the department; providing criteria for the department's awarding of grants; providing grant limits; requiring the department to track, monitor, and report on the use of funds by state attorney offices; requiring state attorney offices to submit certain information to the department; authorizing the department to adopt rules; amending s. 641.3915, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 1014—A bill to be entitled An act relating to public records; amending s. 626.9891, F.S.; providing an exemption from public records requirements for certain information held by the Division of Investigative and Forensic Services of the Department of Financial Services, or the department, relating to insurer anti-fraud plans, descriptions, contracts, related documents, anti-fraud statistics, and information reported by insurers writing workers' compensation insurance; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Appropriations.

By Senator Passidomo—

SB 1016—A bill to be entitled An act relating to family self-sufficiency; creating s. 414.393, F.S.; requiring the department to implement an asset verification service to verify eligibility for public assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to include certain data relating to the performance outcomes of local workforce development boards and associated pilot programs in an annual report to the Governor and Legislature; providing legislative findings; providing definitions; requiring CareerSource Florida, Inc., to contract with a vendor to develop a pilot program to increase employment among certain persons receiving temporary cash assistance by a specified date; providing criteria for selecting a vendor; providing criteria for selecting local workforce development boards to conduct the pilot program; requiring CareerSource Florida, Inc., to submit a comprehensive report on the outcome of the pilot program to the Governor and Legislature by a specified date; providing appropriations; providing an effective date.

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

By Senator Grimsley—

SB 1018—A bill to be entitled An act relating to contaminated site cleanup; amending s. 376.30713, F.S.; revising legislative findings; providing an exception to a requirement that an applicant for advanced cleanup demonstrate an ability to pay cost share; requiring that the Department of Environmental Protection determine whether specified requirements are acceptable under certain circumstances; providing that the application for the cleanup of individual redevelopment sites is not subject to certain application period limitations and cost-share provisions; specifying the application requirements for such sites; conforming provisions to changes made by the act; increasing the amount per year the department may use for advanced cleanup work; specifying expenditure limitations; amending s. 376.3078, F.S.; authorizing the department to initiate site assessment and remediation activities under certain circumstances; providing a statement of public interest; authorizing site assessments in advance of site priority ranking under certain circumstances; specifying criteria for sites to be eligible for such assessments; specifying what must be demonstrated through such assessments; specifying criteria for the assignment of assessment tasks; specifying funding limitations; specifying the prioritization of requests; amending s. 376.86, F.S.; requiring that certain funds not pledged as loan guarantees or loan loss reserves be made available for certain voluntary tax credit authorizations; providing an effective date.

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

By Senator Powell—

SB 1020—A bill to be entitled An act relating to collective bargaining impasses; amending s. 447.403, F.S.; revising notice requirements for issues at impasse; providing an effective date.

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

By Senators Stewart and Torres—

SB 1022—A bill to be entitled An act relating to license plates; amending ss. 296.11 and 296.38, F.S.; requiring moneys received from the sale of Woman Veteran license plates to be used for certain purposes; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an American Eagle license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; revising disposition of moneys received from the sale of Woman Veteran license plates; requiring the likeness of the Prisoner of War Medal to appear on the Ex-POW license plate; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Stewart—

SB 1024—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; defining the term "individual identifying information"; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Farmer—

SB 1026—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; requiring students to earn one-half credit in health education, independent of the physical education credit requirements, for high school graduation; authorizing a waiver for students who request to take and successfully complete a health education assessment developed by the Department of Education; reducing the number of required credits in elective courses; providing an effective date.

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

By Senator Thurston—

SB 1028—A bill to be entitled An act relating to consumer credit; creating s. 501.0119, F.S.; defining the term “predatory lending scheme”; requiring consumer credit reporting agencies to report certain adverse credit information as neutral credit information; requiring persons, entities, and creditors to treat certain adverse credit information as neutral credit information; prohibiting creditors from denying credit to a consumer based solely upon certain adverse credit information; providing an effective date.

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

By Senator Broxson—

SB 1030—A bill to be entitled An act relating to background screening of refugees; amending s. 187.201, F.S.; adopting a policy concerning background screening of potential refugees as a part of the State Comprehensive Plan; amending s. 216.151, F.S.; specifying duties of the Office of State-Federal Relations concerning background screening of refugees; amending s. 402.86, F.S.; specifying requirements for background screening of refugees as a condition of state participation in certain refugee resettlement or assistance programs; providing an effective date.

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

By Senator Mayfield—

SB 1032—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; revising provisions to permit a licensed insurer or its agent to give promotional or advertising items under a certain value; providing an effective date.

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

By Senator Campbell—

SB 1034—A bill to be entitled An act relating to criminal justice; repealing s. 843.085, F.S.; deleting a prohibition against wearing or displaying certain badges or indicia of authority of certain federal, state, county, or municipal agencies without authorization; deleting a prohibition against owning or operating a motor vehicle marked or identified with certain indicia of a criminal justice agency; deleting a prohibition against selling, transferring, or giving away an authorized badge of a criminal justice agency; deleting an exception; deleting a penalty; repealing s. 918.19, F.S.; deleting a requirement that the prosecuting attorney open the closing arguments after the closing of evidence in a criminal prosecution; deleting a provision authorizing the accused or the accused’s attorney to reply; deleting a provision authorizing the prosecuting attorney to reply in rebuttal; deleting a provision requiring

such criminal procedures method to control under certain circumstances; repealing s. 922.095, F.S.; deleting a requirement that a person convicted and sentenced to death pursue all possible collateral remedies in state court in accordance with specified rules; repealing s. 922.108, F.S.; deleting prohibitions against specifying a particular method of execution in a sentence of death and against reversing any sentence over the wording or form of the sentencing order; repealing s. 924.051, F.S.; deleting definitions of terms; deleting requirements that the terms and conditions of direct appeals and collateral review in criminal cases be strictly enforced; amending s. 925.12, F.S.; deleting provisions specifying that the Legislature intends that the Supreme Court adopt certain rules of procedure; amending s. 948.01, F.S.; deleting a requirement that the Department of Corrections, in consultation with the Office of the State Courts Administrator, develop and disseminate uniform order of supervision forms annually for the courts to use for persons placed on community supervision; amending s. 948.06, F.S.; deleting a provision authorizing a court to impose a sanction with a term of a certain duration upon the revocation or modification of probation or community control; amending s. 948.09, F.S.; deleting provisions authorizing the department, at its discretion, to require offenders under any form of supervision to submit to and pay for urinalysis testing; deleting a provision that makes a failure to make such payment grounds for revocation of supervision or removal from a pretrial intervention program; deleting an exemption to the payment requirement; deleting a requirement that the department establish a payment plan for all costs ordered by a court for collection by the department and a priority order for victim restitution payments over all other court-ordered payments; deleting a provision authorizing the department not to disburse cumulative amounts of less than a specified value to certain payees; amending s. 985.534, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Mayfield—

SB 1036—A bill to be entitled An act relating to permits for mangrove alteration and trimming; amending s. 403.9328, F.S.; authorizing the Department of Environmental Protection to issue permits for mangrove alteration and trimming to the owner of certain residential property; providing conditions for issuance of such permits; providing an effective date.

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

By Senators Hukill and Passidomo—

SB 1038—A bill to be entitled An act relating to the assignment of property insurance benefits; creating s. 627.7152, F.S.; defining the term “assignment agreement”; prohibiting certain awards of attorney fees to certain persons or entities in suits based on claims arising under property insurance policies; providing that an assignment agreement is not valid unless specified conditions are met; prohibiting certain provisions in an assignment agreement; specifying requirements for an assignee or transferee; requiring an assignee to meet certain requirements as a condition precedent to filing suit under a policy; providing construction; providing applicability; providing an effective date.

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

By Senator Artilles—

SB 1040—A bill to be entitled An act relating to beer or malt beverages; amending s. 561.42, F.S.; authorizing a manufacturer or importer of beer or malt beverages to give or sell specified glassware to vendors licensed to sell beer or malt beverages for on-premises consumption; providing an effective date.

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

SR 1042—Not introduced.

By Senators Garcia and Campbell—

SB 1044—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “legal father” and redefining the term “parent”; amending s. 39.201, F.S.; providing that central abuse hotline information may be used for employment screening of residential group home caregivers; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child’s legal father at the shelter hearing; specifying what types of information fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a legal father’s identity in such inquiry; requiring the diligent search to determine a parent’s or prospective parent’s location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative intent; requiring children placed in out-of-home care to be assessed to determine the most appropriate placement; requiring the placement assessments to be documented in the Florida Safe Families Network; requiring a court to review and approve placements; requiring the Department of Children and Families to report annually to the Governor and the Legislature on the number of children placed with relatives and the number placed in out-of-home care; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father’s identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district’s retention or dissolution to the electorate in a specified general election; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term

“child welfare trainer”; providing rulemaking authority; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an effective date.

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

By Senator Passidomo—

SB 1046—A bill to be entitled An act relating to covenants and restrictions; amending ss. 125.022 and 166.033, F.S.; deleting provisions specifying that a county or municipality is not prohibited from providing information to an applicant regarding other state or federal permits that may apply under certain circumstances; specifying that the imposition or acceptance of certain restrictions or covenants does not preclude a county or municipality from exercising its police power, in its sole discretion, to later amend, release, or terminate such restrictions or covenants; prohibiting a county or municipality from delegating its police power to a third party by restriction, covenant, or otherwise; declaring any such purported delegation void; providing for retroactive applicability; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.04, F.S.; providing that a marketable title is free and clear of all covenants or restrictions, the existence of which depends upon any act, title transaction, event, zoning requirement, building or development permit, or omission that occurred before the effective date of the root of title; providing for construction; providing applicability; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in land and other rights; authorizing a property owners’ association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners’ association to file certain notices; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners’ association to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; providing recording requirements for an association; providing a document form for recording by an association to preserve certain covenants or restrictions; providing that failure to file one or more notices does not affect the validity or enforceability of a covenant or restriction or alter the time before extinguishment under certain circumstances; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Lee—

SB 1048—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Community Affairs.

By Senator Simmons—

SB 1050—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; establishing a memory disorder clinic at Florida Hospital in Orange County; reenacting s. 1004.445(3), F.S., relating to providing assistance to memory disorder clinics, to incorporate the amendment made to s. 430.502, F.S., in a reference thereto; providing an effective date.

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

By Senator Simmons—

SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; specifying that a person who is attacked or threatened with the use of force in a dwelling, residence, or vehicle in which the person has the right to be has no duty to retreat and has the right to stand his or her ground by using or threatening to use force upon a reasonable belief of necessity to prevent imminent death, great bodily harm, or a forcible felony; conforming a cross-reference; deleting provisions relating to using or threatening to use force under certain circumstances; providing an effective date.

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

By Senator Powell—

SB 1054—A bill to be entitled An act relating to the Florida Community Task Force on Student Behavior and Discipline; creating s. 1006.093, F.S.; creating the Florida Community Task Force on Student Behavior and Discipline within the Department of Education; providing for the membership, duties, and meeting requirements of the task force; requiring the task force to hold its first meeting by a specified date; requiring the department to provide administrative support to the task force; requiring an annual report to the Legislature and the State Board of Education; providing for expiration of the task force; providing an effective date.

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

By Senator Garcia—

SB 1056—A bill to be entitled An act relating to home health care agency licenses; amending s. 400.471, F.S.; removing a prohibition against the issuance of an initial home health agency license to an applicant who shares common controlling interests with another licensed home health agency located within 10 miles of the applicant and in the same county; providing an effective date.

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

By Senator Powell—

SB 1058—A bill to be entitled An act relating to required K-12 instruction; amending s. 1003.42, F.S.; revising the requirements for instruction relating to the history of the continent of Africa to include specified contents relating to the enslavement of African persons; revising the requirements for the curriculum of a required character-development program to include the history of Africa and contributions of African Americans; providing an effective date.

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

By Senator Rader—

SB 1060—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Florida State Beekeepers Association license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Florida State Beekeepers Association license plate; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

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

By Senator Powell—

SB 1062—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; requiring the removal of petitions dismissed before, on, or after a specified date from publicly accessible records; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Powell—

SB 1064—A bill to be entitled An act relating to student discipline; creating s. 1006.01, F.S.; providing definitions; amending s. 1006.07, F.S.; revising the duties of the district school boards relating to student discipline and school safety; requiring school districts to adopt standards for intervention, rather than a code of student conduct, which standards include specified requirements; requiring a school district to meaningfully involve parents, students, teachers, and the community in creating and applying certain policies; requiring a school district to fund and support the implementation of school-based restorative justice practices; requiring a school district to hire staff members to improve the school climate and safety; requiring a school district to annually survey parents, students, and teachers regarding school safety and discipline issues; amending s. 1006.12, F.S.; revising the qualifications of a school resource officer and a school safety officer; authorizing a school resource officer and a school safety officer to arrest a student only for certain violations of law; requiring a school resource officer and a school safety officer to immediately notify the principal or the principal's designee if the officer arrests a student in a school-related incident; prohibiting an officer from arresting or referring a student to the criminal justice system or juvenile justice system for petty acts of misconduct; providing an exception; requiring written documentation of an arrest or referral to the criminal justice system or juvenile justice system; requiring each law enforcement agency that serves a school district to enter into a cooperative agreement with the district school board, ensure the training of school resource officers and school safety officers as specified, and develop minimum qualifications for the selection of such officers; amending s. 1006.13, F.S.; requiring each district school board to adopt a policy on referrals to the criminal justice system

or the juvenile justice system, rather than a policy of zero-tolerance for crime and victimization; revising and providing requirements for a policy on referrals to the criminal justice system or the juvenile justice system; providing that a school's authority and discretion to use other disciplinary consequences and interventions is not limited by specified provisions; conforming terminology; requiring each district school board, in collaboration with students, educators, parents, and stakeholders, to enter into cooperative agreements with a county sheriff's office and a local police department for specified purposes; revising the requirements for these agreements; requiring each school district to annually review the cost, effectiveness, and necessity of its school safety programs and to submit findings to the Department of Education; requiring a school district to arrange and pay for transportation for a student in certain circumstances; requiring, rather than encouraging, a school district to use alternatives to expulsion or referral to a law enforcement agency unless the use of such alternatives poses a threat to school safety; requiring each school district to submit to the department its policies and agreements by a specified date each year; requiring the department to develop by a specified date a model policy for referrals to the criminal justice system or the juvenile justice system; requiring the Commissioner of Education to report by a specified date each year to the Governor and the Legislature on the implementation of policies on referrals to law enforcement agencies; amending ss. 1002.20, 1002.23, 1002.33, 1003.02, 1003.32, 1003.53, 1003.57, 1006.09, 1006.10, 1006.147, 1006.15, 1006.195, 1007.271, and 1012.98, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 1066—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.85, F.S.; authorizing a person to engage autonomous technology to operate an autonomous vehicle in autonomous mode; providing that autonomous technology is deemed to be the operator of an autonomous vehicle operating in autonomous mode for purposes of determining compliance with traffic and motor vehicle laws; providing construction and applicability with respect to specific statutory provisions; amending s. 319.145, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 1068—A bill to be entitled An act relating to sentencing; creating s. 950.021, F.S.; authorizing a court to sentence certain offenders to a county jail for up to 24 months if the offender meets specified criteria and if the county has a contract with the Department of Corrections; providing contractual requirements; requiring specific appropriations; providing for such appropriations; requiring validation of per diem rates; providing an effective date.

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

By Senator Hutson—

SB 1070—A bill to be entitled An act relating to the Secretary of State; amending s. 97.012, F.S.; requiring the secretary to enter into certain agreements with other states to maintain the statewide voter registration system; providing responsibilities of the secretary; providing an effective date.

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

By Senator Hutson—

SB 1072—A bill to be entitled An act relating to public records; specifying that certain voter registration information and data from another state obtained by the Secretary of State, which is confidential under the laws of such state, is confidential and exempt from public records requirements; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Grimsley—

SB 1074—A bill to be entitled An act relating to the Department of Health; amending s. 381.004, F.S.; clarifying that certain requirements related to the reporting of positive HIV results to county health departments apply only to testing performed in a nonhealth care setting; removing the requirement in a health care setting of notification to a test subject of the availability and location of sites at which anonymous testing for HIV is performed; amending s. 381.0202, F.S.; authorizing the Department of Health to perform certain laboratory testing for a fee; amending s. 381.4018, F.S.; requiring the department to follow federal requirements in the implementation of a specified program; amending s. 381.983, F.S.; redefining the term “elevated blood-lead level”; amending s. 381.984, F.S.; authorizing, rather than requiring, certain government actions related to public information initiatives about lead poisoning; amending s. 381.985, F.S.; requiring the State Surgeon General to establish guidelines, rather than a program, related to identifying risks of blood-lead levels; requiring the State Surgeon General to follow certain established national guidelines or recommendations; removing a specific blood-lead level standard; requiring the department, rather than the State Surgeon General, to maintain certain records; removing a requirement that records be indexed to determine the location of high incidence of lead poisoning; requiring health care providers to report all screening results to the affected individuals; removing the requirement that such screening results be reported to the State Surgeon General; amending s. 382.0255, F.S.; authorizing the waiver of fees for juvenile offenders acquiring a specific state identification card; amending s. 395.3025, F.S.; authorizing the disclosure of certain patient records, without consent, to the Agency for Health Care Administration, rather than to the department; requiring the department, rather than the agency, to make certain patient records available under specified circumstances; amending s. 456.013, F.S.; requiring the dates of birth of applicants to be included in applications for licensure examinations; removing provisions relating to the size and format of licenses; prohibiting the issuance or renewal of certain licenses by the department or specified boards to applicants who have not paid all fines and costs imposed by certain final orders; amending s. 456.025, F.S.; authorizing the department to waive specified fees when trust fund moneys exceed a certain amount; amending s. 456.065, F.S.; authorizing the transfer from the operating fund of a profession when necessary to pay for unlicensed activity enforcement costs; amending ss. 458.3265 and 459.0137, F.S.; removing provisions that exempt certain pain-management clinics from registration; exempting certain clinics from registration and operational requirements of the department; exempting certain clinics from registration fees; creating s. 465.0195, F.S.; requiring a pharmacy or outsourcing facility to obtain a permit before engaging in specified activities related to compounded sterile products; providing permit application requirements; providing standards and operational requirements for permitholders; authorizing the Board of Pharmacy to adopt by rule standards of practice for sterile compounding and outsourcing facilities; requiring the board to consider certain standards and regulations in adopting such rules; providing applicability; amending s. 466.006, F.S.; removing requirements that licensing examinations be graded by dentists who are licensed in this state and employed by the department for the purpose of grading examinations; amending s. 466.007, F.S.; removing requirements that licensing examinations be graded by dentists and dental hygienists who are licensed in this state and employed by the department for the purpose of grading examinations; amending s. 468.803, F.S.; revising requirements for registration in both orthotics and prosthetics; providing for a combined license in prosthetics and orthotics; providing licensing requirements; amending s. 480.041, F.S.; removing a requirement that the Board of Massage Therapy deny certain license renewals and requiring the department to deny those license renewals under certain circumstances; amending s. 491.0045, F.S.; authorizing the Board of

Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to make an exception to intern registration requirements under certain circumstances; amending s. 491.005, F.S.; revising the amount of time of clinical experience required for a marriage and family therapist applicant; making technical changes; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, rather than the department, to enter an order denying licensure or impose penalties against an applicant for licensure under certain circumstances; authorizing the department to enter such order or impose penalties against a licensure applicant in the case of a certified master social worker; deleting a provision granting such authority to the board in the case of a psychologist; amending s. 893.055, F.S.; redefining the term “health care practitioner” or “practitioner”; providing effective dates.

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

By Senator Passidomo—

SB 1076—A bill to be entitled An act relating to Florida government support organizations; amending s. 14.29, F.S.; prohibiting the Florida Commission on Community Service from entering into a contract if a commission member or his or her immediate family member would receive a direct financial benefit from such contract; defining the term “immediate family”; requiring the commission to establish and maintain public access to specified information for a specified purpose; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to establish annual performance standards for the Florida Sports Foundation; amending s. 288.017, F.S.; authorizing the department, rather than Enterprise Florida, Inc., to establish a cooperative advertising matching grants program, make certain expenditures, and enter into contracts with local governments and nonprofit corporations for a specified purpose; deleting a requirement that the department approve certain grants based on the recommendation of Enterprise Florida, Inc.; authorizing the department to contract with the Florida Tourism Industry Marketing Corporation; conforming provisions to changes made by the act; amending s. 288.122, F.S.; conforming a provision to changes made by the act; amending s. 288.1226, F.S.; defining terms; providing that the Florida Tourism Industry Marketing Corporation is a direct-support organization of the department, rather than a direct-support organization of Enterprise Florida, Inc.; requiring the department to contract with the corporation for specified purposes; requiring the department to assist in maintaining and implementing such contract; providing that the corporation is not subject to control, supervision, or direction by the department; specifying that the corporation is not a unit of government or an instrumentality of the state; requiring the board of directors of the corporation to be appointed by the Governor, rather than by Enterprise Florida, Inc.; providing that specified acts by officers or members of the board of directors of the corporation are not prohibited; expanding responsibilities and duties of the corporation to include maintaining and implementing a contract with the department subject to certain requirements, advising the department on specified matters, developing a specified marketing plan, drafting and submitting a specified annual report, and making and entering into certain contracts subject to specified conditions; deleting a provision requiring the corporation to provide support staff to the Division of Tourism Promotion of Enterprise Florida, Inc.; providing matching requirements for private to public contributions for the marketing and advertising activities of the corporation; providing a process for determining the required match; requiring the corporation to establish and maintain public access on its website to specified information for a specified purpose; conforming provisions to changes made by the act; amending s. 288.12265, F.S.; providing that the responsibility of welcome centers is assigned to the department, rather than Enterprise Florida, Inc.; deleting a provision authorizing Enterprise Florida, Inc., to contract with the corporation for the management and operation of the welcome centers; reviving, readopting, and amending s. 288.1229, F.S.; requiring the department to establish a direct-support organization known as the Florida Sports Foundation to assist the department, rather than the Office of Tourism, Trade, and Economic Development, with specified duties; providing incorporation requirements for the foundation; requiring the foundation to be governed by a board of directors; specifying membership requirements of the board; prohibiting the board from entering into a contract if a board member or his or her immediate family member would receive a direct financial benefit from

such contract; defining the term “immediate family”; requiring the foundation to operate under contract with the department; requiring the department to enter into a contract with the foundation by a specified date; authorizing the department, rather than the office, to review the foundation’s articles of incorporation; requiring the foundation to draft and submit a specified annual report; requiring the foundation to establish and maintain public access on its website to specified information for a specified purpose; revising requirements for the foundation to promote amateur sports and physical fitness; requiring the Florida Senior Games to be patterned after the Summer Olympics with variations under certain circumstances; deleting a requirement that participants of the Sunshine State Games and the Florida Senior Games be residents of the state; deleting a provision requiring specified regional competitions; providing that the department, rather than the Executive Office of the Governor, is authorized to permit the use of certain property, facilities, or services; conforming provisions to changes made by the act; amending s. 288.124, F.S.; providing that the Florida Tourism Industry Marketing Corporation, rather than Enterprise Florida, Inc., is authorized to establish a convention grants program to make specified recommendations to the department; providing that the department, rather than Enterprise Florida, Inc., is required to establish guidelines for the award of grants and administration of the program; creating s. 288.72, F.S.; requiring Enterprise Florida, Inc., to develop, maintain, and market a small business liaison service; requiring Enterprise Florida, Inc., to furnish information or direct a requester to appropriate sources regarding how to start, maintain, or further develop a small business in this state; requiring Enterprise Florida, Inc., to collect and compile specified data on users of the service; amending s. 288.901, F.S.; revising the purposes of Enterprise Florida, Inc.; revising the composition of the board of directors of Enterprise Florida, Inc.; requiring Enterprise Florida, Inc., to establish and maintain public access on its website to specified information for a specified purpose; amending s. 288.9015, F.S.; deleting a requirement that Enterprise Florida, Inc., integrate its efforts to market the state for tourism and sports; prohibiting the board from entering into a contract if a board member or his or her immediate family member would receive a direct financial benefit from such contract; defining the term “immediate family”; amending s. 288.904, F.S.; revising what constitutes private sector support in operating Enterprise Florida, Inc.; conforming provisions to changes made by the act; amending s. 288.92, F.S.; revising the areas for which Enterprise Florida, Inc., is required to create divisions to carry out its mission; deleting provisions prohibiting the board from performing certain acts; repealing s. 288.923, F.S., relating to the Division of Tourism Marketing; amending s. 331.3051, F.S.; requiring Space Florida to establish and maintain public access on its website to specified information for a specified purpose; amending s. 331.310, F.S.; prohibiting the board of directors of Space Florida from entering into a contract if a board member or his or her immediate family member would receive a direct financial benefit from such contract; defining the term “immediate family”; amending s. 420.504, F.S.; requiring the Florida Housing Finance Corporation to establish and maintain public access on its website to specified information for a specified purpose; amending s. 420.507, F.S.; prohibiting the board of directors of the corporation from entering into a contract if a board member or his or her immediate family member would receive a direct financial benefit from such contract; defining the term “immediate family”; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to establish and maintain public access on its website to specified information for a specified purpose; prohibiting the board of directors of CareerSource Florida, Inc., from entering into a contract if a board member or his or her immediate family member would receive a direct financial benefit from such contract; defining the term “immediate family”; providing an effective date.

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

By Senator Garcia—

SB 1078—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; revising a definition; amending s. 655.059, F.S.; revising requirements for confidential books and records of financial institutions that must be made available for inspection and examination; revising examination requirements; revising a definition; providing applicability; amending s. 663.01, F.S.; revising a definition to conform to changes made by the act; providing a

directive to the Division of Law Revision and Information; creating s. 663.530, F.S.; providing definitions; creating s. 663.531, F.S.; authorizing a limited service affiliate to engage in specified activities; prohibiting a limited service affiliate from engaging in specified activities; providing the Office of Financial Regulation with certain powers; providing applicability; creating s. 663.532, F.S.; providing limited service affiliate registration requirements; creating s. 663.533, F.S.; providing applicability of the financial institutions codes; creating s. 663.534, F.S.; providing registrant reporting requirements; creating s. 663.535, F.S.; providing limited service affiliate notice requirements; creating s. 663.536, F.S.; providing registrant recordkeeping requirements; creating s. 663.537, F.S.; authorizing the office to conduct an examination or investigation of a limited service affiliate; providing powers of the office; providing fee requirements; creating s. 663.538, F.S.; providing for the suspension, revocation, or voluntary surrender of registration; creating s. 663.539, F.S.; providing registration renewal requirements; creating s. 663.540, F.S.; providing that an international trust entity's limited service affiliate is not required, in response to a subpoena, to produce certain books or records under specified circumstances; providing an effective date.

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

By Senator Garcia—

SB 1080—A bill to be entitled An act relating to public records; amending s. 655.057, F.S.; revising definitions; providing an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to international trust entities and limited service affiliates; authorizing release of such information under certain circumstances; authorizing the publication of certain information; providing a penalty; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Brandes—

SB 1082—A bill to be entitled An act relating to implementation of the water and land conservation constitutional amendment; amending s. 375.041, F.S.; requiring a minimum specified amount of funds within the Land Acquisition Trust Fund to be appropriated to the Department of Environmental Protection for specified water supply, water restoration, and water resource development projects; requiring such distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

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

By Senator Stargel—

SB 1084—A bill to be entitled An act relating to firefighter certifications; amending s. 633.414, F.S.; authorizing certain firefighters to complete specified continuing education training in lieu of a specified instruction requirement; exempting firefighters holding current Firefighter Certificates of Compliance from certain periodic requirements under specified circumstances; exempting volunteer firefighters holding current Volunteer Firefighter Certificates of Completion from certain periodic requirements under specified circumstances; authorizing the Division of State Fire Marshal within the Department of Financial Services to investigate, in a specified manner, certain reports or complaints against firefighters claiming such exemptions; providing an effective date.

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

By Senator Garcia—

SB 1086—A bill to be entitled An act relating to the transportation disadvantaged; amending s. 427.011, F.S.; redefining the term “non-sponsored transportation disadvantaged services”; defining the term “designated service area”; amending s. 427.0157, F.S.; requiring each coordinating board to evaluate multicounty or regional transportation opportunities with specific consideration given to nonsponsored transportation disadvantaged services that include services between specific origins and destinations selected by the individual user which may require travel across designated service areas to enhance access to health care, shopping, education, employment, public services, and other life-sustaining activities; amending s. 427.0159, F.S.; authorizing certain funds to be used to purchase services between specific origins and destinations selected by individual users that may require travel across designated service areas to enhance access to health care, shopping, education, employment, public services, and other life-sustaining activities; prohibiting a cash or in-kind match from being required if services between specific origins and destinations selected by a disadvantaged person require such travel; providing an effective date.

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

By Senator Torres—

SB 1088—A bill to be entitled An act relating to workers’ compensation for first responders; amending s. 112.1815, F.S.; revising the standard by which a mental or nervous injury involving a first responder must be demonstrated for purposes of determining eligibility for benefits for employment-related accidents and injuries; removing the limitation that only medical benefits are payable for a mental or nervous injury unaccompanied by a physical injury; revising eligibility for certain payments provided under the Workers’ Compensation Law; providing an effective date.

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

By Senator Clemens—

SB 1090—A bill to be entitled An act relating to the Energy Economic Zone Program; amending s. 377.809, F.S.; specifying that the Energy Economic Zone Program is no longer a pilot program and shall be administered by the Department of Economic Opportunity; correcting a cross-reference; deleting a provision that required the department to consult with the Department of Transportation in implementing the program; deleting a requirement that at least one application be selected for the program; deleting obsolete provisions; deleting a provision specifying that certain residency requirements be based on residency in the economic zone; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Gainer—

SB 1092—A bill to be entitled An act relating to sheriffs providing child protective investigative services; amending s. 39.3065, F.S.; requiring the Walton County Sheriff to have the responsibility to provide all child protective investigations in Walton County beginning with a specified fiscal year; authorizing the Department of Children and Families to enter into a performance agreement with the Walton County Sheriff to perform child protective investigations in Walton County; requiring the state to disburse funds for providing child protective investigations in Walton County directly to the Walton County Sheriff; prohibiting such funds from being required to go through the Department of Children and Families; requiring the Walton County Sheriff to establish specific accounts to track child protective investigation budgets and expenditures in compliance with certain standards; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Gainer—

SB 1094—A bill to be entitled An act relating to the Forensic Hospital Diversion Pilot Program; amending s. 916.185, F.S.; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in Okaloosa County in conjunction with the First Judicial Circuit in Okaloosa County; providing an effective date.

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

By Senator Gainer—

SB 1096—A bill to be entitled An act relating to obstruction of traffic during a protest or demonstration; creating s. 316.128, F.S.; prohibiting a person from obstructing or interfering with traffic during a certain protest or demonstration; providing criminal penalties; exempting a motor vehicle operator from liability for injury or death to a person who is obstructing or interfering with traffic under certain circumstances; specifying burden of proof; providing an effective date.

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

By Senator Perry—

SJR 1098—A joint resolution proposing the creation of Section 22 of Article III of the State Constitution to provide for legislative review of a judicial ruling declaring a legislative act void.

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

By Senator Rodriguez—

SB 1100—A bill to be entitled An act relating to the repeal of nuclear cost recovery; repealing s. 366.93, F.S., relating to cost recovery mechanisms for the siting, design, licensing, and construction of nuclear and integrated gasification combined cycle power plants, including mechanisms that promote utility investment in, and allow for recovery in electric utility rates of certain costs of, such plants; repealing s. 366.95, F.S., relating to financing for certain nuclear generating asset retirement or abandonment costs; amending s. 403.519, F.S.; deleting provisions limiting challenges to a utility's right to recover costs incurred before commercial operation of certain plants; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Rouson—

SB 1102—A bill to be entitled An act relating to criminal offenses; amending s. 212.15, F.S.; revising threshold amounts for failure to remit taxes offenses; amending s. 812.014, F.S.; revising threshold amounts for theft offenses; amending s. 812.015, F.S.; revising threshold amounts for retail theft; amending s. 812.0195, F.S.; revising threshold amounts for dealing in stolen property by use of the Internet offenses; amending ss. 832.04 and 832.041, F.S.; revising threshold amounts for stopping payment offenses; amending s. 832.05, F.S.; revising threshold amounts for offenses involving giving worthless checks, drafts, and debit card orders; amending s. 832.062, F.S.; revising threshold amounts for offenses involving payments to the Department of Revenue; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; reenacting ss. 634.319, 634.421, 636.238(3), 642.038(2), 705.102(4), 812.0155(1), 985.11(1)(b), and 985.557(1)(a), F.S., relating to reporting and accounting for funds by insurance sales representatives, reporting and accounting for funds by insurance sales representatives or agents, penalties for certain violations involving

discount medical plans, reporting and accounting for funds, reporting lost or abandoned property, suspension of a driver license following an adjudication of guilt for theft, fingerprinting and photographing of juveniles, and direct filing of an information against a juvenile, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

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

By Senator Perry—

SB 1104—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; revising definitions; defining the terms “gasification to fuels, chemicals, and feedstocks,” “post-use polymers,” “pyrolysis,” and “pyrolysis facility”; amending s. 403.7045, F.S.; providing that materials recovered via pyrolysis or gasification to fuels, chemicals, and feedstocks are to be considered used or reused materials; conforming a cross-reference; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

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

By Senator Perry—

SM 1106—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the United States Constitution that allows Congress to deem a law that has been declared void by certain federal courts active and operational.

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

By Senator Artilles—

SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding an exemption from public records requirements for the personal identifying and location information of certain firefighters and their spouses and children to include the personal identifying and location information of former firefighters and their spouses and children; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senators Brandes and Rodriguez—

SB 1110—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to contract with a specified direct-support organization to guide, stimulate, and promote the sports industry, the participation of residents in amateur athletic competitions, and this state as a host for national and international athletic competitions; amending s. 288.0001, F.S.; requiring the Office of Economic and Demographic Research to calculate the net state gross domestic product per state dollar of certain programs; revising analysis requirements; amending s. 288.001, F.S.; requiring the Network Lead Center within the University of West Florida to develop, by a certain date, a guide to starting a business; requiring the guide to be made available to specified agencies and corporations; providing requirements for the guide; requiring the Network Lead Center to develop a statewide call center, known as the Florida Business Information Center, within the Network Lead Center as a source for general business information, inquiries, and referrals; amending s. 288.005, F.S.; redefining the term “economic benefits”; amending s. 288.061, F.S.; deleting an obsolete date; making technical changes; providing requirements for contracts between the department and applicants for economic development incentives; prohibiting the department from entering into an agreement or contract that has a term greater than 10 years; providing an exemption; prohibiting the department from making specified amendments to a contract or

agreement; creating s. 288.103, F.S.; specifying residency requirements for certain projects; providing applicability; amending s. 288.1045, F.S.; providing exceptions to allow the Department of Economic Opportunity to distribute certain refunds to certain businesses; amending s. 288.11621, F.S.; transferring certain duties from Enterprise Florida, Inc., to the Florida Sports Foundation; amending s. 288.1201, F.S.; requiring the department to retain funds appropriated for specified programs until performance requirements for incentives are submitted and verified; requiring the department to return certain unexpended funds to the State Treasury; requiring such funds to be deposited into specified accounts; requiring the department to return such funds by a specified date and to notify the Governor and the Legislature of the status of compliance; requiring the department to provide the Legislature with lists of potential and actual claims for payment by specified dates; creating the Quick Action Closing Fund Escrow Account within the State Economic Enhancement and Development Trust Fund; specifying moneys to be deposited to the account; providing appropriation requirements for moneys in the account; providing that a balance in the account at the end of the fiscal year remains in the account to continue carrying out the purpose of the account; authorizing the department to make a payment from the account subject to certain requirements; requiring the department to determine whether the account contains moneys from specified agreements or contracts that have terminated or expired, or for which the applicant has not met performance conditions; requiring such funds to be returned to the trust fund within 10 days after such determination; providing management and investment requirements for specified moneys; requiring the department to quarterly transfer interest earnings to the trust fund; reviving, readopting, and amending s. 288.1229, F.S.; requiring the department to establish a direct-support organization known as the Florida Sports Foundation to assist the department, rather than the Office of Tourism, Trade, and Economic Development, with specified duties; providing incorporation requirements for the foundation; requiring the foundation to be governed by a board of directors; specifying membership requirements of the board; requiring the foundation to operate under contract with the department; requiring the department to enter into a contract with the foundation by a specified date; authorizing the department, rather than the office, to review the foundation's articles of incorporation; revising requirements for the foundation to promote amateur sports and physical fitness; requiring the Florida Senior Games to be patterned after the Summer Olympics with variations under certain circumstances; deleting a requirement that participants of the Sunshine State Games and Florida Senior Games be residents of this state; deleting a provision requiring specified regional competitions; providing that the department, rather than the Executive Office of the Governor, is authorized to allow the use of certain property, facilities, or services; conforming provisions to changes made by the act; creating s. 288.1259, F.S.; creating the Start-Up Florida Grant Program; providing legislative purpose; defining terms; requiring the program to provide startup and operating assistance to qualified small business incubators; requiring the department to award grants to qualified small business incubators for specified purposes; requiring the department to require grant recipients to provide matching funds or in-kind contributions for a project at least equal to the grant award; requiring the department to require grant recipients to show that they have certain resources to complete a project in a timely manner; requiring rulemaking; requiring the department to accept and receive grants, gifts, and pledges of funds for specified purposes; requiring the department to integrate the promotion of small business incubators in its specified strategic plan; amending s. 288.901, F.S.; requiring a representative from the rural economic development community and a representative from the Small Business Development Center Network to be appointed members of the board of directors of Enterprise Florida, Inc.; requiring the board to include at least one director with expertise in the area of rural economic development, rather than sports marketing; amending s. 288.9015, F.S.; requiring a two-thirds vote of the entire board of directors of Enterprise Florida, Inc., to approve certain contracts with other organizations if certain persons in the organization are affiliated with board members; amending s. 288.904, F.S.; revising funding requirements for Enterprise Florida, Inc.; amending s. 288.905, F.S.; requiring the president of Enterprise Florida, Inc., to be subject to confirmation by the Senate; authorizing Enterprise Florida, Inc., to award goal- or result-oriented incentives to an employee under certain circumstances; requiring such goal or result to be quantifiable, measurable, and verifiable; creating s. 288.9938, F.S.; repealing part XIV of ch. 288, F.S., relating to micro-finance programs, on a specified date, subject to certain conditions; providing a directive to the Division of Law Revision and Information;

amending ss. 288.92 and 320.08058, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Brandes—

SB 1112—A bill to be entitled An act relating to the State Economic Enhancement and Development Trust Fund; amending s. 288.1201, F.S.; requiring the Department of Economic Opportunity to retain funds appropriated for specified programs until performance requirements for incentives are submitted and verified; requiring the department to return certain unexpended funds to the State Treasury; requiring such funds to be deposited into specified accounts; requiring the department to return such funds by a specified date and to notify the Governor and the presiding officers of the Legislature of the status of compliance; requiring the department to provide the Legislature with lists of potential and actual claims for payment by specified dates; creating the Quick Action Closing Fund Escrow Account within the State Economic Enhancement and Development Trust Fund; specifying moneys to be deposited to the account; providing appropriation requirements for moneys in the account; providing that a balance in the account at the end of the fiscal year remains in the account to continue carrying out the purpose of the account; authorizing the department to make a payment from the account subject to certain requirements; requiring the department to determine whether the account contains moneys from specified agreements or contracts that have terminated or expired or for which the applicant has not met performance conditions; requiring such funds to be returned to the trust fund within 10 days after such determination; providing management and investment requirements for specified moneys; requiring the department to quarterly transfer interest earnings to the trust fund; providing an effective date.

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

By Senator Clemens—

SB 1114—A bill to be entitled An act relating to the termination of pregnancies; amending s. 390.0111, F.S.; removing a restriction on the use of public funds for the termination of pregnancies; amending s. 390.012, F.S.; removing a requirement that the Agency for Health Care Administration adopt a rule requiring it, when performing a license inspection of a clinic, to inspect at least a certain percentage of patient records generated since the clinic's last inspection; providing an effective date.

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

By Senator Book—

SB 1116—A bill to be entitled An act relating to building designations; providing an honorary designation of a certain building in a specified municipality; directing the Department of Highway Safety and Motor Vehicles to erect suitable markers; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Gainer—

SB 1118—A bill to be entitled An act relating to transportation; amending s. 316.545, F.S.; providing for the calculation of fines for unlawful weight and load for a vehicle fueled by natural gas; requiring the vehicle operator to present a certain written certification upon request by a weight inspector or law enforcement officer; prescribing a maximum actual gross vehicle weight for vehicles fueled by natural gas; providing a penalty; providing applicability; amending s. 335.074, F.S.;

requiring bridges on public transportation facilities to be inspected for certain purposes at regular intervals as required by the Federal Highway Administration; amending s. 337.11, F.S.; increasing the allowable amount for contracts for construction and maintenance that the Department of Transportation may enter into, in certain circumstances, without advertising and receiving competitive bids; amending s. 338.227, F.S.; providing that certain bonds are not required to be validated but may be validated at the option of the Division of Bond Finance; providing filing, notice, and service requirements for complaints and circuit court orders concerning such validation; amending s. 339.135, F.S.; providing an additional exception related to the amendment of adopted work programs when an emergency exists; amending s. 339.2405, F.S.; replacing the Florida Highway Beautification Council within the department with the Florida Highway Beautification Grant Program; providing the purpose of the program; providing duties of the department, including the establishment of rules related to grant requests; conforming provisions to changes made by the act; amending s. 343.52, F.S.; defining the term “department”; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into, extending, or renewing certain contracts or other agreements without the department’s prior review and written approval if such contracts or agreements may be funded with funds provided by the department; amending s. 343.58, F.S.; prohibiting specified funds provided to the authority by the department from being committed by the authority without the prior review and written approval by the department of the authority’s expenditures; deleting requirements relating to notification by the authority to the department of a proposed procurement or of a renewal of any existing contract that will rely on state funds for payment; requiring the authority to promptly provide the department any documentation or information, in addition to the proposed annual budget, which is required by the department for its evaluation of the proposed uses of state funds; prohibiting certain funding from being provided to the authority by the department until the authority terminates a Notice of Intent of Contract Award for a specified request for proposal; requiring the authority, before entering into a new contract for the services that were the subject of such request for proposal, to obtain the department’s written approval of all terms and conditions of the new procurement and contract for such services; amending s. 215.82, F.S.; conforming a provision to changes made by the act; amending s. 343.53, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Artiles—

SB 1120—A bill to be entitled An act relating to substance abuse programs; amending s. 397.406, F.S.; specifying that the Agency for Health Care Administration, and not the Department of Children and Families, shall make rules providing for the licensure and regulation of certain substance abuse programs; requiring the agency to establish criteria defining levels of care; requiring the agency to provide the definitions to treatment providers and insurance companies; requiring certain adoption of the definitions; amending s. 397.753, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hukill—

SB 1122—A bill to be entitled An act relating to the use or operation of a drone by certain offenders; creating s. 810.146, F.S.; prohibiting the use or operation of a drone by certain offenders for the purpose of viewing or recording an image of a minor in specified locations; providing a definition; providing criminal penalties; amending s. 921.0022, F.S.; assigning an offense severity ranking in the Criminal Punishment Code; providing an effective date.

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

By Senator Book—

SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Department of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Recommended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state’s screening program within a specified period after its addition to the federal panel; providing an effective date.

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

By Senator Broxson—

SB 1126—A bill to be entitled An act relating to consumer reporting agencies; creating s. 501.0052, F.S.; requiring a consumer reporting agency to provide certain creditor information to a consumer upon written request; providing liability; providing civil penalties; authorizing the award of costs and attorney fees to a prevailing plaintiff in certain actions; providing an effective date.

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

By Senator Farmer—

SB 1128—A bill to be entitled An act relating to public school attendance policies; amending s. 1002.20, F.S.; authorizing a parent to request and be granted permission for a student’s absence from school for treatment of autism spectrum disorder by a licensed health care practitioner; amending s. 1003.21, F.S.; requiring each district school board to adopt an attendance policy authorizing a student’s absence for treatment of autism spectrum disorder; amending s. 1003.24, F.S.; revising an exemption relating to parental responsibility for non-attendance of a student to include treatment for autism spectrum disorder; providing an effective date.

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

By Senator Bean—

SB 1130—A bill to be entitled An act relating to the pregnancy support services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding the inclusion of religious content; providing an effective date.

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

By Senator Gainer—

SB 1132—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; specifying that the student who receives such waiver may be reported for state funding purposes; providing an effective date.

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

SB 1134—Withdrawn prior to introduction.

By Senator Lee—

SB 1136—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; removing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; removing the prohibition for selling or offering for sale cottage food products over the Internet, by mail order, or at wholesale; providing an effective date.

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

By Senator Rouson—

SB 1138—A bill to be entitled An act relating to tobacco products; amending s. 569.008, F.S.; revising legislative intent to conform to changes made by the act; amending s. 569.101, F.S.; revising the prohibited age for provisions related to the sale, bartering, furnishing, delivery, gift, and possession of tobacco products; amending ss. 210.095, 386.212, 569.002, 569.007, 569.0075, 569.11, 569.12, 569.14, and 569.19, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; and Appropriations.

By Senator Stargel—

SB 1140—A bill to be entitled An act relating to termination of pregnancies; creating s. 390.035, F.S.; creating a cause of action for physical and emotional injury resulting from a termination of pregnancy under certain circumstances; providing that this cause of action is not an exclusive remedy; providing that laws on medical malpractice actions do not apply to this cause of action; providing a statute of limitations for an action for damages and statute of repose; providing for tolling of the limitations periods; authorizing an award of attorney fees and costs to a prevailing plaintiff; defining the term “damages”; providing an effective date.

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

By Senator Artilles—

SB 1142—A bill to be entitled An act relating to a tax credit for hiring veterans; creating s. 220.197, F.S.; providing a short title; establishing a tax credit for hiring veterans; providing eligibility requirements; establishing an additional credit for hiring disabled veterans; providing an application process; providing a cap on the total amount of tax credits allowed per year; authorizing the Department of Revenue to adopt rules; authorizing the department to establish guidelines for qualifying credits; providing for expiration of the tax credits; providing applicability; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to include credits for hiring veterans; amending s. 220.13, F.S.; revising the term “adjusted federal income” to include certain tax credits taken relating to hiring veterans; authorizing the executive director of the department to adopt emergency rules; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Montford—

SB 1144—A bill to be entitled An act relating to laboratory screening; amending s. 381.004, F.S.; clarifying that certain requirements related to the reporting of positive HIV test results to county health departments apply only to testing performed in a nonhealth care setting; amending s. 381.0202, F.S.; authorizing the Department of Health to perform laboratory testing for other states; amending s. 381.983, F.S.;

redefining the term “elevated blood-lead levels”; amending s. 381.984, F.S.; authorizing, rather than requiring, that the Governor, in conjunction with the State Surgeon General, sponsor a public information initiative on lead-based paint hazards; amending s. 381.985, F.S.; revising requirements for the State Surgeon General’s program for early identification of persons at risk of having elevated blood-lead levels; requiring the department to maintain records showing elevated blood-lead levels; requiring that health care providers report to the individual who was screened the results that indicate elevated blood-lead levels; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn’s hearing and metabolic tests to certain individuals; requiring the department to promote the availability of services to promote detection of genetic conditions; clarifying that the membership of the Genetics and Newborn Screening Advisory Council must include one member representing each of four medical schools in this state; providing an effective date.

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

By Senator Broxson—

SB 1146—A bill to be entitled An act relating to representation by the Public Counsel; amending s. 350.0611, F.S.; authorizing the Public Counsel to provide representation in proceedings of municipal and other government utilities; authorizing the Public Counsel to represent residential ratepayers in rate proceedings before the Public Service Commission determining rate structure; authorizing the Public Counsel to represent customers living outside the jurisdictional boundaries of a local government utility in ratesetting proceedings; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Rader—

SB 1148—A bill to be entitled An act relating to unemployment compensation; amending s. 443.091, F.S.; requiring the Department of Economic Opportunity to designate an alternative base period in certain circumstances for benefit years commencing after a specified date; defining the term “alternative base period”; providing for the determination of eligibility for benefits when certain information is inaccessible; authorizing the department to consider an affidavit from the claimant attesting to wages; requiring that benefits be adjusted in certain circumstances; requiring the department to request by mail information on wages from employers in certain circumstances; requiring employers to provide wage information to support an individual’s eligibility for benefits upon request of the department; providing a penalty for employers who fail to timely provide that information; providing that certain wages in a base period may not be used in the calculation of eligibility for benefits in a subsequent benefit year; amending s. 443.101, F.S.; redefining the term “good cause”; providing an effective date.

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

By Senator Artilles—

SB 1150—A bill to be entitled An act relating to the regulation of water damage restoration; amending s. 468.8411, F.S.; defining the terms “professional water damage restorer” and “water damage restoration”; amending s. 468.8414, F.S.; requiring the Department of Business and Professional Regulation to license applicants who are qualified to practice water damage restoration; specifying qualifications for licensure; providing applicability of certain prohibitions and penalties to professional water damage restorers; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; Appropriations; and Rules.

By Senator Farmer—

SB 1152—A bill to be entitled An act relating to continuing education for barbers, cosmetologists, and specialists; amending ss. 476.154 and 477.019, F.S.; requiring a 1-hour course on domestic violence and sexual assault awareness as a condition of license or registration renewal; providing rulemaking; providing an effective date.

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

By Senator Farmer—

SB 1154—A bill to be entitled An act relating to the Student Loan Forgiveness Program; creating s. 1009.951, F.S.; creating the Student Loan Forgiveness Program; providing for administration of the program; providing eligibility requirements; providing for application for program participation and funding and loan payment distribution for the program; providing that a student loan must meet certain criteria; providing that a payment under the program is not taxable income; providing for rulemaking; providing an effective date.

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

By Senator Stargel—

SB 1156—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive operation; providing an effective date.

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

By Senator Passidomo—

SB 1158—A bill to be entitled An act relating to regulation of commerce, trade, and labor; creating ss. 125.003, 166.015, and 189.0125, F.S.; reserving to the state the exclusive right to regulate matters of commerce, trade, and labor under certain circumstances; prohibiting counties, municipalities, and special districts from engaging in specified actions that regulate commerce, trade, or labor, unless otherwise expressly authorized to do so by special or general law; providing that an ordinance, rule, or regulation that violates a specified provision is null and void; authorizing a local government to seek nullification of an ordinance, rule, or regulation of another county, municipality, or special district upon the affirmative vote of the governing body of the local government that the ordinance, rule, or regulation violates a specified provision; requiring the local government to notify the county, municipality, or special district that the local government is initiating the process of nullification; specifying requirements for such notification; requiring the county, municipality, or special district to provide certain responses to the local government within specified periods, subject to certain requirements; requiring the local government to notify the county, municipality, or special district that adopted the ordinance, rule, or regulation that it intends to submit a copy of the ordinance, rule, or regulation to the Legislature for its nullification within a specified period, subject to certain requirements; requiring the local government to submit a copy of the ordinance, rule, or regulation and a certain written explanation of how the ordinance, rule, or regulation violates a specified provision to the Legislature within a specified period; providing that such submission is void under certain circumstances; providing that the ordinance, rule, or regulation is nullified and repealed on the last day of the next regular session if the Legislature does not ratify it on or before the last day of that regular session; providing for retroactive application; providing applicability; providing an effective date.

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

By Senator Bradley—

SB 1160—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; revising the definition of the term “marksense ballot”; amending s. 99.061, F.S.; requiring a candidate to provide a money order or cashier’s check drawn upon his or her campaign account to the filing officer if not qualifying by petition; deleting provisions regarding returned checks, to conform; amending s. 100.011, F.S.; specifying conditions under which a court may extend the time of the official closing of the polls; amending s. 101.131, F.S.; prohibiting an elected official from being designated as a poll watcher; amending s. 101.151, F.S.; specifying applicability of ballot layout requirements with respect to voting systems using a voter interface device to designate an elector’s ballot selections; amending s. 101.20, F.S.; providing an exception to the requirement that the supervisor of elections publish a sample ballot in a newspaper of general circulation if a sample ballot is mailed to a registered voter’s household by a specified time; amending s. 101.5603, F.S.; revising the definition of the term “marking device”; amending s. 101.56075, F.S.; revising a reference regarding the use of a marking device; amending s. 101.68, F.S.; deleting an obsolete date; modifying and clarifying provisions governing the canvassing of vote-by-mail ballots; authorizing use of the vote-by-mail ballot cure affidavit if an elector’s signature does not match the signature in the registration books or precinct register; requiring the supervisor of elections to immediately notify an elector upon receipt of a vote-by-mail ballot with a missing or mismatched signature; revising terminology; revising the cure affidavit instructions with respect to acceptable forms of identification; specifying that a Florida driver license or Florida identification card are acceptable forms of identification for purposes of curing a vote-by-mail ballot; expanding the scope of post-election signature update requests to include electors who cured a vote-by-mail ballot with a mismatched signature; amending s. 105.031, F.S.; requiring certain nonpartisan candidates to provide a money order or cashier’s check drawn upon his or her campaign account to the filing officer if not qualifying by petition; deleting provisions regarding returned checks, to conform; providing an effective date.

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

By Senator Rader—

SB 1162—A bill to be entitled An act relating to the Companion Animal Protection Act; providing definitions; directing animal shelters to take certain measures relating to the holding, care, treatment, and euthanasia of animals; providing exceptions; providing for declaratory or injunctive relief actions; providing an effective date.

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

By Senator Passidomo—

SB 1164—A bill to be entitled An act relating to construction; amending s. 95.11, F.S.; providing that a right of action founded on the design, planning, or construction of an improvement to real property does not pass to subsequent purchasers of the real property when purchased as-is; providing applicability; amending s. 558.004, F.S.; requiring a claimant and not the claimant’s attorney or agent to sign the notice of claim; requiring a claimant to bear its own attorney fees under certain circumstances; providing that a notice of claim is invalid and insufficient under certain circumstances; requiring a claimant or his or her agent and any experts he or she retains to be present for an inspection to identify the location of the alleged construction defects; revising with whom a person served with certain notice is required to coordinate regarding inspections; requiring rather than authorizing a person served with notice to serve a copy of such notice to specified entities; requiring a claimant and not the claimant’s attorney or agent to sign the notice of acceptance or rejection; specifying mediation requirements under certain circumstances before a claimant may reject a settlement offer; revising when a claimant’s service of written notice of claim tolls the applicable statute of limitations and any bond surety; reenacting s. 627.441(2), F.S., relating to commercial general liability policies and coverage to contractors for completed operations, to incorporate the amendment made by the act to s. 95.11, F.S., in a reference thereto; providing an effective date.

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

By Senator Lee—

SB 1166—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as an emblem of the state; authorizing that the flag be displayed at specified locations, on specified days, and in a specified manner; requiring displayed flags to be manufactured in the United States; authorizing local governments to display the flag; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Latvala—

SB 1168—A bill to be entitled An act relating to optometry; amending s. 463.002, F.S.; redefining and defining terms; amending s. 463.005, F.S.; specifying that the Board of Optometry has the sole authority to determine what constitutes the practice of optometry; authorizing the board to issue specified advisory opinions and declaratory rulings; providing construction for ch. 463, F.S.; amending s. 463.0055, F.S.; restricting what a licensed practitioner may administer or prescribe if he or she does not complete a certain board-approved course and examination; revising the date after which a formulary rule becomes effective; deleting provisions related to the creation of a statutory formulary of oral ocular pharmaceutical agents; revising the conditions under which an ocular pharmaceutical agent is deleted from the formulary; revising the controlled substances that a certified optometrist in pharmaceutical agents is prohibited from prescribing and administering; conforming provisions to changes made by the act; creating s. 463.0056, F.S.; requiring a licensed practitioner to complete a board-approved course and examination to become a certified optometrist in ophthalmic surgery; authorizing a certified optometrist in ophthalmic surgery to perform laser and non-laser ophthalmic surgery; requiring a certified optometrist in ophthalmic surgery to provide proof of completion of a certain course and examination before he or she may perform such surgeries; providing requirements for the development and offering of such course and examination; requiring the board to review and approve the content of the initial course and examination if it determines the course and examination satisfy certain requirements; requiring an annual review thereafter; authorizing the successful completion of the course and examination to be used by a licensed practitioner to satisfy continuing education requirements; prohibiting a certified optometrist in ophthalmic surgery from performing specified surgery procedures; amending s. 463.014, F.S.; providing that specified prohibited acts may be authorized by the State Health Officer during a public emergency; deleting a provision prohibiting surgery of any kind by a certified optometrist; amending ss. 463.007, 463.009, 463.013, 463.0135, and 641.31, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hutson—

SB 1170—A bill to be entitled An act relating to the Florida Security for Public Deposits Act; amending s. 280.02, F.S.; redefining terms, which includes the addition of credit unions as qualified public depositories under the Florida Security for Public Deposits Act; amending s. 280.07, F.S.; specifying the mutual responsibility and contingent liability of certain credit unions designated as qualified public depositories; conforming a provision to changes made by the act; amending ss. 280.03, 280.05, 280.052, 280.053, 280.055, 280.08, 280.085, 280.10, 280.13, and 280.17, F.S.; conforming provisions to changes made by the act; reenacting ss. 17.57(7)(a); 24.114(1); 125.901(3)(e); 136.01; 159.608(11); 175.301; 175.401(8); 185.30; 185.50(8); 190.007(3); 191.006(16); 215.34(2); 218.415(16)(c), (17), and (23)(a); 255.502(4)(h); 331.309(1) and (2); 373.553(2); 631.221; and 723.06115(3)(c), F.S., relating to deposits and investments of state money; bank deposits and control of lottery transactions; children's services and independent

special districts; county depositories; powers of housing finance authorities; depositories for pension funds; retiree health insurance subsidies; depositories for retirement funds; retiree health insurance subsidies; board of supervisors; general powers; state funds and noncollectible items; local government investment policies; definitions; treasurers, depositories, and a fiscal agent; a treasurer of the board, payment of funds, and depositories; deposit of moneys collected; and the Florida Mobile Home Relocation Trust Fund, respectively, to incorporate the amendments made to s. 280.02, F.S., in references thereto; providing an effective date.

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

By Senator Farmer—

SB 1172—A bill to be entitled An act relating to directional signs for veterans' facilities; creating s. 295.25, F.S.; authorizing the Department of Transportation to install directional signs for specified facilities operated and maintained by the United States Department of Veterans Affairs; providing an effective date.

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

By Senator Farmer—

SB 1174—A bill to be entitled An act relating to marriage equality; repealing s. 741.212, F.S., relating to marriages between persons of the same sex; removing a prohibition on the recognition of marriages entered into between persons of the same sex in this state, another state, or another jurisdiction, either domestic or foreign; removing a prohibition on giving effect to any public act, record, or judicial proceeding of another jurisdiction respecting a marriage or relationship not recognized in this state or a claim arising from such a marriage or relationship; removing the definition of the term "marriage," which limits marriage only to a legal union between one man and one woman; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Steube—

SB 1176—A bill to be entitled An act relating to dangerous goods and hazardous materials certification; creating s. 501.938, F.S.; providing requirements for the use of professional titles and abbreviations by certified dangerous goods professionals, hazardous materials managers, and hazardous materials practitioners; providing definitions; providing that a violation of such requirements is a deceptive and unfair trade practice and a violation of the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Regulated Industries; and Rules.

By Senator Mayfield—

SB 1178—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; redefining the term "contribution" to conform to changes made by the act; amending ss. 106.07 and 106.0703, F.S.; modifying and clarifying the schedule governing campaign finance reporting for candidates, political committees, and electioneering communications organizations; revising reporting requirements regarding transfers made by political committees and electioneering communications organizations, to conform; creating s. 106.38, F.S.; prohibiting a political committee or an electioneering communications organization from transferring funds to certain entities; providing a transitional provision regarding final monthly reports by candidates, political committees, and electioneering communications organizations; providing an effective date.

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

By Senator Rodriguez—

SB 1180—A bill to be entitled An act relating to pharmacists; amending s. 465.003, F.S.; expanding the practice of pharmacy to include consultation with patients regarding certain preparations, health care products, and services; providing that the practice of pharmacy includes making recommendations in communication with other health care providers; providing that the practice of pharmacy includes services relating to the treatment of influenza under certain conditions; amending s. 465.0125, F.S.; authorizing consultant pharmacists to provide additional services when authorized by a medical director or within the context of a patient-specific order or treatment protocol, or at the request of or referral from a patient's treating health care provider; removing a certain limitation on the ordering of laboratory or clinical testing; removing a training and qualifications requirement relating to the practice of institutional pharmacy; removing certain requirements relating to persons under the care of a licensed home health agency; removing a continuing education requirement; amending s. 465.189, F.S.; authorizing qualified pharmacists to provide certain services related to the treatment of influenza within the framework of an established protocol under a supervising physician; providing an effective date.

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

By Senator Book—

SB 1182—A bill to be entitled An act relating to rape crisis centers; amending s. 90.5035, F.S.; revising the definitions of the terms “rape crisis center” and “trained volunteer”; providing an effective date.

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

By Senator Bracy—

SB 1184—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.06, F.S.; redefining the term “dealer,” for purposes of the tax, to include certain persons who do not have a place of business in this state and sell into this state certain personal property, products, or services; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Bracy—

SB 1186—A bill to be entitled An act relating to homeowners' associations; amending s. 720.306, F.S.; specifying requirements for amending a homeowners' association declaration; providing that non-material errors or omissions do not invalidate a properly adopted amendment; providing that an amendment to a recorded governing document is effective when recorded; providing that an amendment restricting a parcel owner's ability to rent his or her property applies only to certain parcel owners; providing an effective date.

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

By Senator Bracy—

SB 1188—A bill to be entitled An act relating to racial and ethnic impact statements; creating s. 11.52, F.S.; defining terms; requiring that, upon the request of a member of the Legislature, the Office of Program Policy Analysis and Government Accountability prepare a racial and ethnic impact statement describing the anticipated effects of proposed legislation or a proposed amendment to the State Constitution on certain minority persons; providing requirements for the statement;

requiring the office to file a statement relating to a proposed amendment to the State Constitution with the Secretary of State by a certain date; requiring the secretary to hold a hearing to solicit suggestions for changes to the statement and file such statement by a certain date; requiring that the statement be made available to the public; providing that a failure to file a statement does not prevent the inclusion of the measure on the ballot; amending s. 101.161, F.S.; requiring a ballot to include a racial and ethnic impact statement under certain circumstances; creating s. 120.90, F.S.; defining the term “minority person”; requiring an agency that awards grants to require each grant application to include a racial and ethnic impact statement; providing requirements for the statement; requiring the Department of Management Services to create a racial and ethnic impact statement form for distribution to state agencies; providing an effective date.

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

By Senator Bracy—

SB 1190—A bill to be entitled An act relating to use of deadly force; creating s. 943.087, F.S.; requiring a law enforcement agency to collect and report certain information regarding the use of deadly force to the Department of Law Enforcement; specifying information to be collected and reported; requiring the department to develop and provide a standardized reporting form and to provide for electronic submission of such information; requiring the department, in consultation with specified associations, to develop and maintain a database for the retention of such information; specifying a minimum retention period for such information; providing an effective date.

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

By Senator Bracy—

SB 1192—A bill to be entitled An act relating to a state law enforcement trust fund; creating s. 945.21505, F.S.; creating the State Law Enforcement Trust Fund; specifying the funds that the Department of Corrections may deposit into the trust fund; specifying that balances in the trust fund may carry over to the following fiscal year; exempting the trust fund from specified service charges; providing an effective date.

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

By Senator Bracy—

SB 1194—A bill to be entitled An act relating to sentencing; amending s. 921.002, F.S.; specifying requirements for sentencing and appeals of sentences for offenses committed on or after a certain date; authorizing upward departures of sentences under certain circumstances; amending s. 921.0024, F.S.; providing applicability; creating requirements for permissible sentences for nonstate prison sanctions and state prison sanctions; authorizing a judge to depart from the guidelines under certain circumstances; prohibiting departure sentences under certain circumstances; creating s. 921.00261, F.S.; providing applicability; defining the term “upward departure sentence”; specifying requirements for imposing an upward departure sentence; providing a circumstance under which a sentence is subject to appellate review; providing aggravating circumstances under which an upward departure sentence is reasonably justified; amending s. 924.06, F.S.; authorizing a defendant to appeal a sentence outside a specified range; amending s. 924.07, F.S.; authorizing the state to appeal a sentence outside a specified range; reenacting s. 958.04(3), F.S., relating to judicial disposition of youthful offenders, to incorporate the amendments made to ss. 924.06 and 924.07, F.S., in references thereto; providing an effective date.

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

By Senator Bracy—

SB 1196—A bill to be entitled An act relating to firearm purchases; amending s. 790.065, F.S.; requiring the Department of Law Enforcement to include questions concerning a potential firearm buyer's criminal history or other information relating to the person's eligibility to make the purchase on a standard form for potential buyers; requiring the department to notify law enforcement officials when a potential sale or transfer receives a nonapproval number; providing requirements for such notice; providing an effective date.

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

By Senator Bracy—

SB 1198—A bill to be entitled An act relating to presentencing information; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study on the presentencing information provided to judges in this state and the manner by which that information is provided; requiring the office to examine alternative means of providing such information; requiring the Department of Corrections and the Office of the State Courts Administrator, upon request, to assist OPPAGA with the study; requiring OPPAGA, on or before a certain date, to submit a report to the Governor and the Legislature; providing an effective date.

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

By Senator Bracy—

SB 1200—A bill to be entitled An act relating to criminal sentencing; amending s. 921.002, F.S.; providing that the sentencing guidelines of the Criminal Punishment Code are recommendations for sentencing and are not mandatory; revising provisions concerning departures from recommended sentences; amending ss. 921.0024, 921.0026, and 921.00265, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Montford—

SB 1202—A bill to be entitled An act relating to a veterans' annual sales tax holiday; creating an annual sales tax holiday for veterans; specifying items that are eligible for the sales tax holiday; defining the term "veteran" for purposes of the sales tax holiday; specifying documents that demonstrate proof of military status; specifying reporting requirements of retailers; authorizing certain retailers to elect not to participate in the sales tax holiday; specifying procedures for a retailer to opt out; authorizing the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senators Montford and Baxley—

SB 1204—A bill to be entitled An act relating to district school board direct-support organizations; amending s. 1001.453, F.S.; authorizing a district school board to contract with a district school board direct-support organization for personal services or operations; providing for annual review of certain district school board direct-support organizations; authorizing district school boards to contract with vendors for annual audits of district school board direct-support organizations; making technical changes; providing an effective date.

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

By Senator Montford—

SB 1206—A bill to be entitled An act relating to the rights and responsibilities of patients; amending s. 381.026, F.S.; requiring health care facilities and providers to authorize patients to bring in any person of the patients' choosing to specified areas of the facilities or providers' offices under certain circumstances; requiring health care facilities and providers to include such authorization as an additional patient standard in the statement of rights and responsibilities made available to patients by health care providers; providing an effective date.

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

By Senator Book—

SB 1208—A bill to be entitled An act relating to sexual crimes; amending s. 794.011, F.S.; redefining the term "sexual battery" to include the intentional touching in a lewd or lascivious manner upon specified areas or the clothing covering such areas; amending s. 825.1025, F.S.; defining the term "disabled person" as it relates to lewd or lascivious offenses committed upon or in the presence of a disabled person; amending s. 960.199, F.S.; authorizing the Department of Legal Affairs to award relocation assistance to victims of specified sexual offenses, rather than only sexual battery; conforming provisions to changes made by the act; amending s. 960.28, F.S.; increasing the monetary assistance that the Crime Victims' Services Office must pay for medical expenses connected with an initial forensic physical examination for specified victims; reenacting s. 39.0139(3)(a), F.S., relating to visitation or other contact and restrictions; reenacting s. 39.509(6)(a), F.S., relating to grandparents rights; reenacting s. 39.806(1)(d) and (m), F.S., relating to grounds for termination of parental rights; reenacting s. 63.089(4)(b), F.S., relating to proceedings to terminate parental rights pending adoption, hearing, grounds, dismissal of petition, and judgment; reenacting s. 90.404(2)(b), F.S., relating to character evidence when admissible; reenacting s. 92.565(2), F.S., relating to admissibility of confession in sexual abuse cases; reenacting s. 95.11(9), F.S., relating to limitations other than for the recovery of real property; reenacting s. 119.071(2)(j), F.S., relating to general exemptions from inspection or copying of public records; reenacting s. 382.356, F.S., relating to protocol for sharing certain birth certificate information; reenacting s. 394.912(9), F.S., relating to definitions; reenacting s. 395.0197(10), F.S., relating to the internal risk management program; reenacting s. 409.2355, F.S., relating to programs for prosecution of males over age 21 who commit certain offenses involving girls under age 16; reenacting s. 411.243(1)(c), F.S., relating to the Teen Pregnancy Prevention Community Initiative; reenacting s. 415.102(26), F.S., relating to definitions of terms used in ss. 415.101-415.113, F.S.; reenacting s. 435.04(2)(s), F.S., relating to level 2 screening standards; reenacting s. 435.07(4)(c), F.S., relating to exemptions from disqualification; reenacting s. 456.074(5)(f), F.S., relating to certain health care practitioners and immediate suspension of license; reenacting s. 480.041(7)(f), F.S., relating to massage therapists, qualifications, licensure, and endorsement; reenacting s. 480.043(8)(f), F.S., relating to massage establishments, requisites, licensure, and inspection; reenacting s. 775.0877(1)(a), F.S., relating to criminal transmission of HIV, procedures, and penalties; reenacting s. 775.15(13) and (14), F.S., relating to time limitations, general time limitations, and exceptions; reenacting s. 775.21(4)(a) and (10)(b), F.S., relating to The Florida Sexual Predators Act; reenacting s. 775.215(2) and (3), F.S., relating to residency restriction for persons convicted of certain sex offenses; reenacting s. 784.048(7) and (8), F.S., relating to stalking, definitions, and penalties; reenacting s. 787.06(3)(g), F.S., relating to human trafficking; reenacting s. 794.022, F.S., relating to the rules of evidence; reenacting s. 794.0235(1), F.S., relating to administration of medroxyprogesterone acetate (MPA) to persons convicted of sexual battery; reenacting s. 794.055(2)(e), F.S., relating to access to services for victims of sexual battery; reenacting s. 794.056(1), F.S., relating to the Rape Crisis Program Trust Fund; reenacting s. 856.022(1), F.S., relating to loitering or prowling by certain offenders in close proximity to children; reenacting s. 914.16, F.S., relating to child abuse and sexual abuse of victims under age 16 or who have an intellectual disability and limits on interviews; reenacting s. 921.0024(1)(b), F.S., relating to the Criminal Punishment Code, worksheet computations, and scoresheets; reenacting s. 921.244(1) and (3), F.S., relating to an order of no contact and penalties; reenacting s. 938.08, F.S., relating to additional costs to fund programs in domestic violence; reenacting s. 938.085, F.S., relating

to additional costs to fund rape crisis centers; reenacting s. 943.0435(1)(h), (11)(a), and (14)(b), F.S., relating to sexual offenders required to register with the Department of Law Enforcement and penalty; reenacting s. 943.0435(1)(a) and (3), F.S., relating to removal of the requirement to register as a sexual offender or sexual predator in special circumstances; reenacting s. 944.033(3), F.S., relating to community correctional centers, existence, location, purpose, and restriction; reenacting s. 944.053(4), F.S., relating to Forestry Work Camps; reenacting s. 944.275(4)(e), F.S., relating to gain-time; reenacting s. 944.606(1)(f), F.S., relating to sexual offenders and notification upon release; reenacting s. 944.607(1)(f), F.S., relating to notification to the Department of Law Enforcement of information on sexual offenders; reenacting s. 945.091(3), F.S., relating to extension of the limits of confinement; reenacting s. 946.40(4), F.S., relating to use of prisoners in public works; reenacting s. 948.012(5)(a), F.S., relating to a split sentence of probation or community control and imprisonment; reenacting s. 948.03(2), F.S., relating to the terms and conditions of probation; reenacting s. 948.062(1)(b), F.S., relating to reviewing and reporting serious offenses committed by offenders placed on probation or community control; reenacting s. 948.101(2), F.S., relating to the terms and conditions of community control; reenacting s. 951.24(2)(c), F.S., relating to extending the limits of confinement for county prisoners; reenacting s. 958.09(2), F.S., relating to the extension of limits of confinement; reenacting s. 960.199(1), F.S., relating to relocation assistance for victims of sexual battery; reenacting s. 1012.315(1)(p), F.S., relating to disqualifications from employment; reenacting s. 435.04(2), F.S., relating to level 2 screening standards; reenacting s. 775.15(15) and (16), F.S., relating to time limitations, general time limitations, and exceptions; reenacting s. 775.21(4), F.S., relating to The Florida Sexual Predators Act; reenacting s. 794.011(4) and (5), F.S., relating to sexual battery; reenacting s. 794.056(1), F.S., relating to the Rape Crisis Program Trust Fund; reenacting s. 800.04(4) and (5), F.S., relating to lewd or lascivious offenses committed upon or in the presence of persons less than 16 years of age; reenacting s. 856.022(1), F.S., relating to loitering or prowling by certain offenders in close proximity to children; reenacting s. 938.085, F.S., relating to additional costs to fund rape crisis centers; reenacting s. 943.0435(1), F.S., relating to sexual offenders required to register with the Department of Law Enforcement and penalty; reenacting s. 943.0585, F.S., relating to court-ordered expunction of criminal history records; reenacting s. 943.059, F.S., relating to court-ordered sealing of criminal history records; reenacting s. 944.275(4), F.S., relating to gain-time; reenacting s. 944.606(1), F.S., relating to sexual offenders and notification upon release; reenacting s. 944.607(1), F.S., relating to notification to the Department of Law Enforcement of information on sexual offenders; reenacting s. 948.012(5), F.S., relating to split sentence of probation or community control and imprisonment; reenacting s. 948.06(8), F.S., relating to violation of probation or community control, revocation, modification, continuance, and failure to pay restitution or cost of supervision; reenacting s. 960.003(2) and (3), F.S., relating to hepatitis and HIV testing for persons charged with, or alleged by petition for delinquency to have committed, certain offenses, and disclosure of results to victims; reenacting s. 1012.315(1), F.S., relating to disqualification from employment; reenacting s. 960.196(3), F.S., relating to relocation assistance for victims of human trafficking; reenacting s. 960.198(3), F.S., relating to relocation assistance for victims of domestic violence; reenacting s. 39.304(5), F.S., relating to photographs, medical examinations, X rays, and medical treatment of abused, abandoned, or neglected child; reenacting s. 624.128, F.S., relating to crime victims exemption; reenacting s. 960.13(6), F.S., relating to awards; providing an effective date.

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

By Senators Lee, Mayfield, and Steube—

SB 1210—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; revising the term “adequate instructional materials” and defining the term “instructional materials”; requiring instructional materials to meet certain standards; requiring each district school board to adopt a process allowing parents or other persons who pay ad valorem property or sales tax in Florida to object to the use of specific instructional materials based on specified criteria; requiring the process to include a right to

appeal a school district decision; specifying the appeal process; deleting a provision relating to the finality of the school board’s decision under certain circumstances; revising the standards for instructional materials to include standards that are equivalent to or better than applicable state standards; requiring that district school boards provide parents and other persons who pay ad valorem property or sales tax in Florida full access to certain services under certain circumstances; amending s. 1006.283, F.S.; revising the requirement that the district school superintendent certify that all instructional materials used by the district for core courses meet certain standards; revising the requirements for school boards that adopt rules for the implementation of the district’s instructional materials program; conforming provisions to changes made by the act; amending s. 1006.31, F.S.; revising the standards that an instructional materials reviewer shall use to include instructional materials standards that are equivalent to or better than applicable state standards; amending s. 1006.40, F.S.; revising the use of a portion of the district school board annual allocation; revising the portion of the district school board annual allocation which may be used for instructional materials; revising the types of instructional materials for which a district school board is responsible; revising applicability; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

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

By Senator Simmons—

SB 1212—A bill to be entitled An act relating to emergency alerts; creating s. 316.02703, F.S.; defining the terms “serious bodily injury” and “Yellow Alert”; authorizing a law enforcement agency to request the Florida Highway Patrol to activate a Yellow Alert if a hit-and-run incident is reported to the agency and the agency determines that specified requirements are satisfied; authorizing the Florida Highway Patrol, if it concurs that the specified requirements are satisfied, to activate a Yellow Alert within the geographic area requested by the agency; providing that radio, television, and cable and satellite systems are encouraged to cooperate in disseminating the information contained in a Yellow Alert; requiring the Florida Highway Patrol, upon activation of the alert, to assist the investigating law enforcement agency by issuing the alert, in cooperation with the Department of Highway Safety and Motor Vehicles and the Department of Transportation, using certain dynamic message signs; authorizing the Florida Highway Patrol to prioritize the activation of alerts if multiple Yellow Alerts are requested, subject to certain requirements; specifying the conditions that an agency must determine to have been satisfied in order for the agency to be allowed to request that a Yellow Alert be activated; creating s. 784.072, F.S.; defining terms; authorizing a local law enforcement agency to activate the Emergency Alert System and issue a Lockdown Alert to public and private schools and child care facilities under certain circumstances; specifying certain conditions under which Lockdown Alerts may be issued; requiring local law enforcement agencies to create and maintain a list of all public schools, private schools, and child care facilities within their jurisdictions, which must be included in the Lockdown Alert system; authorizing public or private schools or child care facilities to contact their local law enforcement agencies to verify that they are included on the list or to register for inclusion on the list; requiring a local law enforcement agency to take a private school or child care facility off the list if the school or facility requests that it be taken off the list; requiring the Department of Law Enforcement, in cooperation with the Department of Highway Safety and Motor Vehicles and the Department of Transportation, to activate the Emergency Alert System and issue an Imminent Threat Alert to the public at the request of a local law enforcement agency under certain circumstances; specifying information that must be provided in Imminent Threat Alerts, if available; requiring Imminent Threat Alerts to be disseminated to the public through the Emergency Alert System and through the use of certain dynamic message signs; providing that the agency responsible for posting the Imminent Threat Alert on the dynamic message sign does not violate this section if certain traffic emergency information is displayed on the sign in lieu of the alert; providing an effective date.

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

By Senator Bracy—

SB 1214—A bill to be entitled An act relating to the Voluntary Prekindergarten Education Program; amending s. 1002.55, F.S.; revising the educational credentials and training required after a specified date for prekindergarten instructors in school-year prekindergarten programs delivered by private prekindergarten providers; providing for the future revision of alternate educational credentials that such instructors may hold; amending ss. 1002.61 and 1007.23, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

By Senator Bracy—

SB 1216—A bill to be entitled An act relating to theme park complex tickets; amending s. 817.36, F.S.; excluding theme park complex tickets from specified regulations; creating s. 817.362, F.S.; defining terms; prohibiting a person from reselling tickets to one or more theme park complexes or amusement locations in a theme park complex or related facility for more than \$1 above the admission price; exempting a person or entity expressly authorized in writing by the original ticket seller or its affiliate to offer such tickets for resale; providing that the act does not authorize a person or entity to sell or purchase tickets at any price at a complex without specified consent; requiring sales taxes due for resales to be remitted to the Department of Revenue; providing penalties; providing an effective date.

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

By Senator Farmer—

SB 1218—A bill to be entitled An act relating to property repair; amending s. 468.8411, F.S.; defining the terms “professional water damage restorer” and “water damage restoration”; amending s. 468.8414, F.S.; requiring the Department of Business and Professional Regulation to license applicants who are qualified to practice water damage restoration; specifying qualifications for licensure; providing applicability to professional water damage restorers of certain prohibitions and penalties; amending s. 627.422, F.S.; prohibiting personal lines residential or commercial residential property insurance policies from prohibiting the post-loss assignment of benefits; providing that an assignment agreement is not valid unless it meets specified requirements; providing requirements and limitations for assignees of post-loss benefits; requiring insurers that have a preferred vendor or similar program to consider certain certified persons to be preferred vendors; requiring insurers to provide specified contact information on their websites and in policies; requiring assignees to deliver an executed assignment agreement to insurers within a specified timeframe; requiring insurers to make any initial inspections of the covered property within a specified time after receiving such agreement; requiring insureds or assignees to provide a certain prelitigation notice to insurers by a specified timeframe; amending s. 627.7011, F.S.; prohibiting specified acts of insurers relating to homeowners’ insurance policies under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Regulated Industries; and Rules.

By Senator Bracy—

SB 1220—A bill to be entitled An act relating to work release for nonviolent and low-risk offenders; amending s. 945.091, F.S.; requiring, rather than authorizing, the Department of Corrections to adopt rules to allow inmates who are incarcerated for nonviolent offenses and who are considered low-risk offenders to participate in, unaccompanied by a custodial agent and for a prescribed time, work at paid employment, to participate in an education or a training program, or to voluntarily serve a public or nonprofit agency or faith-based service group in the community; amending ss. 944.704 and 945.0913, F.S.; conforming cross-references; reenacting ss. 944.516(2), 945.092, and 946.503(2), F.S., relating to money or other property received for personal use by or benefit of an inmate, limits on work-release and minimum security

custody for persons who have committed the crime of escape, and the definition of the term “correctional work program,” respectively, to incorporate the amendment made to s. 945.091, F.S., in references thereto; providing an effective date.

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

By Senator Bradley—

SB 1222—A bill to be entitled An act relating to school grades; amending s. 1008.34, F.S.; providing that a school exhibits a feeder pattern for the purpose of designating school grades if at least a majority of its students are scheduled to be assigned to the graded school; providing an effective date.

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

By Senator Passidomo—

SB 1224—A bill to be entitled An act relating to public records and public meetings; creating s. 252.64, F.S.; creating an exemption from public records requirements for portions of an emergency management plan which address a public or nonpublic postsecondary educational institution’s response to an act of terrorism; authorizing disclosure under specified circumstances; creating an exemption from public records requirements for portions of an emergency management plan which address a public postsecondary educational institution’s response to an act of terrorism and which are held by that institution; providing for retroactive application; creating an exemption from public meetings requirements for any portion of a meeting at which a component of an emergency management plan which addresses a postsecondary educational institution’s response to an act of terrorism is discussed; specifying that the Governor’s certification of the sufficiency of a plan’s response to an act of terrorism is not exempt; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Education; and Governmental Oversight and Accountability.

By Senator Farmer—

SB 1226—A bill to be entitled An act relating to funds for the education of inmates; amending s. 1011.80, F.S.; removing a provision prohibiting state funds for the operation of postsecondary workforce programs from being used for the education of state or federal inmates; providing an effective date.

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

By Senator Gainer—

SB 1228—A bill to be entitled An act relating to the Marine Turtle Protection Act; amending s. 921.0022, F.S.; adding the existing offense of possession of any marine turtle species or hatchling, or parts thereof, or nests to level 3 of the offense severity ranking chart for the purpose of increasing sentencing points for conviction of the offense; updating a cross-reference; providing an effective date.

—was referred to the Committees on Criminal Justice; Environmental Preservation and Conservation; and Appropriations.

SR 1230—Not introduced.

By Senator Stewart—

SB 1232—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Orlando United license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

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

By Senator Stewart—

SB 1234—A bill to be entitled An act relating to emergency medical air transportation services; creating s. 401.2515, F.S.; providing a short title; providing definitions; directing the Department of Health to establish the Emergency Medical Air Transportation Act Account within the Emergency Medical Services Trust Fund; requiring the department to use the moneys in such account for specified purposes; providing duties of the director of the Division of Emergency Preparedness and Community Support; providing conditions for the department to increase Florida Medicaid reimbursement payments to emergency medical air transportation services providers; amending ss. 318.18 and 318.21, F.S.; requiring an additional penalty to be imposed for certain moving violations; providing for distribution and use of the moneys received; providing an effective date.

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

By Senator Rouson—

SB 1236—A bill to be entitled An act relating to school district instructional and administrative personnel; creating s. 1012.08, F.S.; providing that certain school district employees have a cause of action under the Whistle-blower's Act for the disclosure of certain information; providing an effective date.

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

By Senator Bean—

SB 1238—A bill to be entitled An act relating to utility investments in gas reserves; amending s. 366.04, F.S.; revising the jurisdiction of the Public Service Commission over public utilities to include the approval of cost recovery for certain gas reserve investments; requiring the commission to adopt, by rule, standards by which it will determine the prudence of such investments; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Rules.

By Senator Rouson—

SB 1240—A bill to be entitled An act relating to minor patients; amending s. 395.302, F.S.; requiring a hospital or medical facility to maintain and store all medical films and records of a minor patient until the patient reaches the age of 18 years; amending s. 766.306, F.S.; tolling the statute of limitations with respect to any medical-related civil or criminal action brought by, or on behalf of, an ill or injured minor until the minor reaches the age of 18 years; providing an effective date.

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

By Senator Brandes—

SB 1242—A bill to be entitled An act relating to insurer solvency; amending s. 624.4085, F.S.; defining and redefining terms; providing exceptions from certain risk-based capital formulas for health organizations and for certain property and casualty insurers; providing an exception, until a specified date, from certain requirements for certain health organizations; providing construction; revising the conditions that define a company action level event; amending s. 631.271, F.S.; adding claims for medical treatment by certain providers under certain circumstances to a list prioritizing the distribution of claims from an insurer's estate; amending s. 631.717, F.S.; requiring a notice and certain bills relating to certain costs of activities by the association to be given to member insurers, the Department of Financial Services, and the Office of Insurance Regulation within a specified timeframe; amending s. 631.718, F.S.; providing an exception to a certain class of assessments against member insurers; specifying requirements for such class of assessments by the association's board of directors for the payment of claims under long-term care insurance policies or contracts of an impaired or insolvent insurer; providing construction and applicability; amending s. 641.201, F.S.; providing applicability to health maintenance organizations of certain provisions relating to insurers; creating s. 641.222, F.S.; prohibiting an officer or director of a certain insolvent insurer or health maintenance organization from thereafter serving in certain capacities except under certain circumstances; providing a directive to the Division of Law Revision and Information; providing effective dates.

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

By Senator Steube—

SB 1244—A bill to be entitled An act relating to subpoenas in investigations of sexual offenses; creating s. 775.211, F.S.; authorizing a law enforcement agency to issue and serve a subpoena in an investigation of an offense involving the sexual exploitation or abuse of a child, an offense involving an unregistered sex offender, or other specified offenses; specifying and limiting the scope of production under the subpoena; defining the term "sex offender"; requiring the payment of fees and mileage to a subpoenaed witness; authorizing a person who is the subject of a summons to petition for an order modifying or setting aside the summons or a prohibition accompanying the summons; prohibiting the recipient of a subpoena from disclosing its contents to another person under certain circumstances; providing exceptions; specifying requirements regarding the nondisclosure of information; providing that nondisclosure requirements are subject to judicial review and that subpoenas issued under a nondisclosure certification must include notice of the option of judicial review; requiring the return of produced records under certain circumstances; requiring that certain recipients of such a subpoena be allowed at least a specified amount of time to produce records; specifying requirements for service of the subpoena; authorizing the issuer of the subpoena to seek enforcement of the subpoena in a court of competent jurisdiction; authorizing a court to punish noncompliance with an order with contempt; providing immunity from liability for the good faith compliance with such a subpoena; specifying the procedure for filing for judicial review of a nondisclosure requirement imposed in connection with a subpoena; requiring the law enforcement agency to apply for a nondisclosure order within a specified timeframe after receipt of notification of a filing for judicial review; requiring a district court of appeal to rule expeditiously on such filing; requiring an application for a nondisclosure order to include the law enforcement agency's certification as to possible results of disclosure; requiring the district court of appeal to issue a nondisclosure order, or an extension thereof, under certain circumstances; specifying circumstances under which a district court of appeal may issue an extension for a specified period; requiring a court to close any hearing and seal records to prevent the disclosure of specified information or records; providing an effective date.

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

By Senator Brandes—

SB 1246—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.053, F.S.; authorizing renewed membership in the Florida Retirement System for retirees who are re-employed in a position eligible for the Elected Officers' Class under certain circumstances; amending s. 121.055, F.S.; providing for renewed membership in the retirement system for retirees of the Senior Management Service Optional Annuity Program who are reemployed on or after a specified date; amending s. 121.091, F.S.; revising criteria for eligibility of payment of death benefits to the surviving children of a Special Risk Class member killed in the line of duty under specified circumstances; conforming a provision to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are re-employed on or after a specified date be renewed members in the investment plan; providing exceptions; specifying that creditable service does not accrue for employment during a specified period; prohibiting certain funds from being paid into a renewed member's investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving specified disability benefits; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions to the renewed member's investment plan account; providing for the transfer of contributions; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; prohibiting participation in the pension plan; providing that a retiree reemployed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program or State Community College System Optional Retirement Program is a renewed member of that program; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions; amending s. 121.4501, F.S.; revising definitions; revising a provision relating to acknowledgement of an employee's election to participate in the investment plan; enrolling certain employees in the pension plan from their date of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; providing certain members with a specified time to choose participation in the pension plan or the investment plan; conforming provisions to changes made by the act; amending s. 121.591, F.S.; authorizing payment of death benefits to the surviving spouse or surviving children of a member in the investment plan; establishing qualifications and eligibility requirements for receipt of such benefits; prescribing the method of calculating the benefit; specifying circumstances under which benefit payments are terminated; amending s. 121.5912, F.S.; revising a provision regarding program qualification under the Internal Revenue Code and rulemaking authority, to conform to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

By Senator Steube—

SB 1248—A bill to be entitled An act relating to breach of the peace; amending s. 877.03, F.S.; deleting provisions that provide criminal penalties for certain conduct constituting a breach of the peace; amending ss. 321.05 and 933.14, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Simmons—

SB 1250—A bill to be entitled An act relating to cancer clinical trials; creating s. 385.2021, F.S.; providing legislative findings and intent; providing definitions; requiring cancer clinical trial programs to inform potential participants of the specified reimbursements for ancillary costs and travel expenses which may be available to them if they participate in a cancer clinical trial; authorizing corporations, individuals, public and private foundations, health care providers, and other stakeholders to offer financial assistance to support approved reimbursements of ancillary costs and travel expenses for participants in a cancer clinical trial; requiring the Department of Health to use specified criteria in reviewing and approving ancillary costs and travel expense

reimbursements; authorizing the department to adopt rules; providing an effective date.

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

By Senator Galvano—

SB 1252—A bill to be entitled An act relating to education; amending s. 1003.576, F.S.; deleting obsolete provisions relating to a requirement that the Department of Education have an operating electronic individual education plan system in place for potential statewide use; amending s. 1004.015, F.S.; revising the membership of the Higher Education Coordinating Council; amending s. 1008.46, F.S.; revising the date by which the Board of Governors of the State University System must annually submit an accountability report; providing an effective date.

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

By Senator Rouson—

SB 1254—A bill to be entitled An act relating to drugs and alcohol; amending s. 768.125, F.S.; providing that a person who knowingly furnishes alcoholic beverages to a person who is visibly intoxicated is liable for injury or damage caused by or resulting from the furnishing of alcoholic beverages to such person; providing that a person who knowingly furnishes alcoholic beverages to a minor is liable for injury or damage caused by or resulting from the furnishing of alcoholic beverages to the minor; providing that a person who furnishes alcoholic beverages to a person habitually addicted to the use of alcoholic beverages is liable for injury or damage caused by or resulting from the furnishing of alcoholic beverages to such person; providing that the furnishing of an alcoholic beverage to a minor creates a rebuttable presumption that the alcoholic beverage was knowingly furnished to such minor; providing that the presumption may be rebutted by a showing that the person who furnished the alcoholic beverage to the minor first obtained proof of the minor's age by reviewing a specified document; amending s. 856.015, F.S.; defining the terms "open party" and "property"; deleting the definition of the term "residence"; providing a criminal penalty for a person who controls a property, has actual knowledge that an alcoholic beverage or drug is in the possession of or being consumed by a minor in or at the property, and fails to take reasonable steps to prevent the possession or consumption of the alcoholic beverage or drug by the minor and for second or subsequent violations; providing that such a person is liable for any injury or damage caused by or resulting from the possession or consumption of alcoholic beverages or drugs at an open party; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Campbell—

SB 1256—A bill to be entitled An act relating to the motor vehicle insurance online verification system; creating s. 324.252, F.S.; requiring the Department of Highway Safety and Motor Vehicles to establish a system for the online verification of motor vehicle insurance; providing system requirements; requiring insurers to cooperate with the department in establishing and maintaining the system; requiring the department to adopt rules; amending s. 320.02, F.S.; providing requirements relating to the registration of motor vehicles to conform to changes made by the act; amending s. 324.0221, F.S.; providing requirements relating to the reporting of insurance verification by insurers to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Farmer—

SB 1258—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; authorizing fines to be assessed against condominium association officers and directors who knowingly commit certain offenses; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to recall certain officers or board members under certain circumstances; providing an effective date.

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

By Senator Bean—

SB 1260—A bill to be entitled An act relating to restrictions on use of public assistance benefits; amending s. 402.82, F.S.; prohibiting the use of electronic benefits transfer cards to purchase soft drinks or candy; creating s. 414.457, F.S.; directing the Department of Children and Families to request a waiver to prohibit the use of Supplemental Nutrition Assistance Program benefits to purchase soft drinks or candy; providing an effective date.

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

By Senator Farmer—

SB 1262—A bill to be entitled An act relating to boating in salt water; creating s. 327.396, F.S.; defining terms; prohibiting minors of a certain age from operating vessels powered by a motor of 10 horsepower or greater or certain sailboats or other rigged vessels in salt water, except under specified conditions; providing penalties for parents or guardians who knowingly permit their children or wards to violate the prohibition; providing penalties for persons under the influence who supervise certain minors operating a specified vessel; providing an effective date.

—was referred to the Committees on Criminal Justice; Environmental Preservation and Conservation; Transportation; and Rules.

By Senator Campbell—

SB 1264—A bill to be entitled An act relating to sentencing for sexual offenses; creating s. 794.10, F.S.; prohibiting the grant of early release or the suspension of execution or imposition of sentence if the victim of a sexual offense was prevented from resisting the offense due to intoxication or unconsciousness; providing an effective date.

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

By Senator Powell—

SJR 1266—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution to automatically restore the voting rights of convicted felons after a specified time.

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

By Senator Campbell—

SB 1268—A bill to be entitled An act relating to noneconomic damages for wrongful death suits; repealing s. 766.118, F.S., relating to determination of noneconomic damages and limits on noneconomic damages; amending s. 766.209, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Young—

SB 1270—A bill to be entitled An act relating to compensatory damages for injury or death of a pet; providing a definition; specifying liability for compensatory damages for the injury or death of a pet; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 1272—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Services, certain spouses or surviving spouses of an active duty member and low-income individuals; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Regulated Industries; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Rodriguez—

SB 1274—A bill to be entitled An act relating to residential tenancies; creating s. 83.684, F.S.; providing legislative intent; providing definitions; prohibiting a landlord from evicting a tenant or terminating a residential rental agreement because the tenant or the tenant's minor child is a victim of actual or threatened domestic violence, dating violence, sexual violence, or stalking; specifying that a rental agreement may not contain certain provisions; authorizing a victim of such actual or threatened violence or stalking to terminate a residential rental agreement under certain circumstances; providing procedures to notify the landlord; providing for liability for payment of rent; specifying that a tenant does not forfeit any deposit money or advance rent paid to the landlord for terminating the rental agreement under certain circumstances; providing that the perpetrator's liability for rent and obligations under the rental agreement are not terminated; requiring a landlord to change the locks of the dwelling unit within a specified period, under certain circumstances; authorizing the tenant to change the locks of the dwelling unit under certain circumstances; prohibiting a landlord from refusing to enter into or to negotiate a rental agreement, from making a dwelling unit unavailable, or from retaliating in the rental of a dwelling unit under certain circumstances; requiring a landlord to keep certain information related to tenants confidential; providing exceptions; providing a penalty and awards for damages, court costs, and attorney fees; prohibiting waiver of the provisions of the act; providing an effective date.

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

By Senator Stargel—

SB 1276—A bill to be entitled An act relating to postsecondary educational institution affordability; amending s. 1009.22, F.S.; prohibiting the Board of Trustees of Santa Fe College from increasing its transportation access fee; amending s. 1009.23, F.S.; providing that Florida College System institution boards of trustees may not increase certain student fees after a specified date; requiring the Chancellor of the Florida College System to submit a report detailing the revenue generated by the distance learning course user fee to the Governor and the Legislature by a specified date; amending s. 1009.24, F.S.; providing that state universities may not increase certain student fees after a

specified date; deleting obsolete language; removing a provision authorizing the Board of Governors to establish new student fees; requiring a university board of trustees to report the amount of revenue generated by the distance learning course fee to the Chancellor of the State University System by a specified date; requiring the chancellor to report to the Governor and the Legislature by a specified date; amending s. 1009.26, F.S.; requiring a state university to waive certain fees for specified graduate students; providing an effective date.

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

By Senator Grimsley—

SB 1278—A bill to be entitled An act relating to fuel storage; amending s. 376.3071, F.S.; providing legislative findings; revising legislative intent; specifying that funds in the Inland Protection Trust Fund may be used for certain purposes relating to damage or potential damage to petroleum storage systems caused by ethanol or biodiesel; specifying the maximum funds that may be used for such purposes; specifying the process for petroleum storage system owners or operators to request approval for work and payment from the Department of Environmental Protection; authorizing the department to develop forms for certain procedures and request administrative assistance from the Department of Management Services; specifying that certain costs are not eligible for payment; providing that applications for payment may be submitted on a first-come, first-served basis, with purchase orders subject to certain remaining funds; limiting the amount a storage tank owner or operator may receive annually for such measures; specifying that the department may also pay the cost for certain previously completed repairs, replacement, or other preventive measures relating to damage or potential damage to storage tank systems caused by ethanol or biodiesel; requiring the department to ensure that petroleum storage systems approved after a certain date meet certain standards for ethanol blend, biodiesel blend, and other alternative fuel compatibility; providing effective dates.

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

By Senator Rodriguez—

SB 1280—A bill to be entitled An act relating to mandatory retention; amending s. 1008.25, F.S.; removing the requirement for mandatory retention of a third grade student based on his or her performance on the English Language Arts assessment; conforming provisions to changes made by the act; correcting a cross-reference; providing an effective date.

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

By Senator Flores—

SB 1282—A bill to be entitled An act relating to expressway authority toll revenue; amending s. 348.0004, F.S.; conforming a cross-reference; requiring an authority to provide a rebate for certain tolls paid using an electronic toll collection system; requiring transfer of a certain amount of toll revenue from an authority to a county for certain purposes; requiring a report to the Legislature; providing an effective date.

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

By the Committee on Community Affairs; and Senator Perry—

SB 7000—A bill to be entitled An act relating to the Florida Building Commission; amending s. 553.73, F.S.; requiring the commission to use the 6th edition, and subsequent editions, of the Florida Building Code as the foundation for the development of and updates to the code; requiring the commission to review, rather than update, the Florida

Building Code every 3 years; deleting a provision that specifies how long amendments or modifications to the foundation remain effective; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the foundation if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; providing an effective date.

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

By the Committee on Community Affairs—

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 265.7015, F.S., which provides an exemption from public records requirements for information that identifies a donor or prospective donor of a donation made for the benefit of a publicly owned performing arts center if the donor desires to remain anonymous; removing the scheduled repeal of the exemption; providing an effective date.

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

By the Committee on Health Policy—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 215.56021 and 381.92201, F.S., relating to exemptions from public records and public meetings requirements for specified portions of meetings of certain peer review panels appointed by the Department of Health, for specified records generated by such peer review panels, and for research grant applications provided to such peer review panels; removing the scheduled repeal of the exemptions; providing an effective date.

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

By the Committee on Health Policy—

SB 7006—A bill to be entitled An act relating to the direct-support organization of the prescription drug monitoring program; amending s. 893.055, F.S.; deleting language that has become obsolete due to the expiration of the task force; abrogating the repeal of provisions authorizing the Department of Health to establish a direct-support organization for the prescription drug monitoring program; providing an effective date.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7008—A bill to be entitled An act relating to the Department of Veterans' Affairs direct-support organization; amending s. 292.055, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7010—A bill to be entitled An act relating to the Department of Military Affairs direct-support organization; amending s. 250.115, F.S.;

abrogating the scheduled repeal of provisions governing a direct-support organization established under the department; providing an effective date.

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

By the Committee on Health Policy—

SB 7012—A bill to be entitled An act relating to ratification of Department of Health rules; ratifying a rule, adopted by the Board of Medicine, relating to the standard of care for office surgery for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact on or increase in regulatory costs; providing applicability; providing an effective date.

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

By the Committee on Agriculture—

SB 7014—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., relating to an exemption from public records requirements for nonpublished reports or data related to certain studies or research related to citrus fruit, citrus fruit juices, and the products and byproducts thereof which is conducted, caused to be conducted, or funded by the Department of Citrus; abrogating the scheduled repeal of the exemption; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 272.136, F.S., which provides a public records exemption for identifying information of certain donors or prospective donors to the direct-support organization of the Florida Historic Capitol Museum; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Governmental Oversight and Accountability—

SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public records requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising and reorganizing the exemptions; removing redundant exemptions regarding social security numbers; providing an exemption from public records requirements for the names of the spouses and children of certified firefighters, current or former justices and judges, and certain magistrates, judges, and hearing officers; removing the requirement that specified agency personnel make reasonable efforts to protect access to personal identifying and location information in order be subject to an exemption; providing an exemption from public records requirements for the dates of birth for current or former investigators or inspectors for the Department of Business and Professional Regulation and county tax collectors, and the spouses and children thereof; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing statements of public necessity; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Education; and Senator Galvano—

CS for SB 2—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one “2+2” Targeted Pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; revising the conditions for differential tuition; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

CS for CS for SB 2—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and

investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one “2+2” Targeted Pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; revising the conditions for differential tuition; amending s. 1009.53, F.S.; authorizing a student to use funds appropriated in the General Appropriations Act for summer term enrollment for Florida Academic Scholars awards; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing initial and renewal scholarship student eligibility criteria; specifying award amounts and distributions; requiring the department to issue the awards annually; requiring institutions to certify certain information and remit any remaining funds to the department by a specified timeframe; requiring the department to maintain program data; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal year; amending s. 267.062, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Appropriations; and Senator Galvano—

CS for SB 8—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term “compact”; ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of specified amendments to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain circumstances; specifying the amendments that must be made to the compact by agreement between the Governor and the Tribe for the

compact to be deemed ratified and approved; prohibiting the incorporation of specified amendments into the compact from impacting or changing the payments required to the state by the Tribe during specified payment periods; prohibiting the compact from being amended to prorate or reduce required payments to the state; requiring specified provisions of the compact relating to required payments to the state during the initial payment period be deleted; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Contest Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the secretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator’s license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term “convicted”; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office by a certain date; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing a requirement for such records; requiring that such records be available for audit and inspection; requiring the department to adopt rules; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term “full schedule of live racing or games”; amending s. 550.01215, F.S.; revising application requirements for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder’s greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder’s facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; exempting certain harness horse racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing certain permitholders that elect not to conduct live racing to retain their permits; providing that certain facilities of such permitholders that have been issued a slot machine license remain eligible facilities, continue to be eligible for a slot machine license, are exempt from certain provisions of ch. 551, F.S., are eligible to be guest tracks or, in certain cases, host tracks for certain purposes, and remain eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a provision for conversion of certain converted permits to jai alai permits; authorizing certain limited thoroughbred racing permitholders to apply by a certain date to conduct live performances during a specified timeframe subject to certain conditions; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amend-

ing s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; prohibiting certain revoked permits from being reissued; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate under certain circumstances, subject to certain restrictions; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; deleting a provision requiring a specified license fee to be deposited with the Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund; revising the tax on handle for live greyhound racing and inter-track wagering if the host track is a greyhound racing track; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.155, F.S.; specifying that a person who accepts certain wagers commits a felony of the third degree; providing penalties; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term "bona fide organization that promotes or encourages the adoption of greyhounds"; creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; providing for funding for the program; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; prohibiting the department from accepting an offer to purchase a permit or from executing a contract to purchase a permit under certain conditions; requiring, by a specified date, that the division certify an executed contract to the Chief Financial Officer and request a distribution to be paid to the permitholder; limiting such distributions; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse and awards supplement program within the division as of a specified date; providing a purpose for the program; providing for funding of the program; requiring the division, within a specified timeframe, to certify to the Chief Financial Officer the amount of the purse and awards supplement funds to be distributed to eligible thoroughbred racing permitholders and request distribution of such funds from the General Revenue Fund to such permitholders; limiting the amount of distributions in any given fiscal year; specifying intended uses of the funds; prohibiting certain thoroughbred horse racing permitholders from receiving purse and awards supplements unless they provide a copy of a certain agreement; specifying percentages of the funds that must be used for certain purposes; requiring the division to apportion purse and awards supplement funds in a specified manner; providing conditions under which certain limited thoroughbred racing permitholders may make annual application for and receive certain funds; providing that funding must be allocated on a pro rata share basis; providing that certain funding is conditioned on limited thoroughbred racing permitholders applying for a limited number of performances; providing that limited thoroughbred permitholders under the program are treated

as other thoroughbred permitholders applying for funding after a certain date; authorizing such funds to be used to supplement purses and subsidize certain costs; requiring the division to distribute a specified percentage of funds to a specified organization for payment of specified racing awards; authorizing certain supplemental funds to be returned to thoroughbred horse racing permitholders to allow them to distribute special racing awards under certain circumstances under terms established in a required written agreement; requiring the division to adopt a form to apply to receive supplement purse funds under the program; authorizing the division to adopt rules; providing for expiration of the program; amending s. 550.2415, F.S.; revising the actions that mark the commencement of certain administrative actions; requiring the division to adopt certain rules; deleting a provision specifying the version of the Controlled Therapeutic Medication Schedule which must be used by the division to adopt certain rules; requiring the division rules to include a penalty system for the use of certain drugs, medications, and other foreign substances; requiring the classification and penalty system included in division rules to incorporate specified documents; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; authorizing certain holders of limited thoroughbred racing permits to apply for and be issued an operating license for a specified purpose under certain circumstances; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permitholder; deleting a provision requiring certain permitholders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permitholder from leasing from certain pari-mutuel permitholders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permitholders; deleting a provision prohibiting a thoroughbred racing permitholder from beginning a race before a specified time; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permitholders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permitholders; deleting a provision prohibiting certain intertrack wagering in certain counties; specifying conditions under which greyhound racing permitholders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to certain pari-mutuel permitholders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permitholder from certain purse requirements; providing applicability; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; providing an exception; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that

certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permitholder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; requiring certain permitholders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s. 551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; revising certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover all wagers of opposing players; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the agreement; requiring a thoroughbred permitholder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; revising requirements to transfer or reissue certain cardroom gaming licenses; conforming provisions to changes made by the act; amending s. 849.0931, F.S.; authorizing certain veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or similar endeavors to conduct bingo using electronic tickets on specified premises; requiring that electronic tickets for instant bingo meet a certain requirement; making the sale of such tickets by veterans' organizations contingent upon certification of software by a nationally recognized independent gaming laboratory; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be reissued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

By the Committee on Judiciary; and Senator Flores—

CS for SB 18—A bill to be entitled An act for the relief of “Survivor” and the Estate of “Victim”; providing an appropriation to compensate Survivor and the Estate of Victim for injuries and damages sustained as result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing that the amount already paid by the department and the appropriation satisfy all present and future claims related to the injuries of Survivor and the death of Victim; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 28—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of the negligence of the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senators Gibson and Bracy—

CS for SB 32—A bill to be entitled An act for the relief of the Estate of Danielle Maudsley; providing an appropriation to compensate the Estate of Danielle Maudsley for Ms. Maudsley's death, sustained as a result of the alleged negligence of Trooper Daniel Cole and the Florida Highway Patrol, a division of the Department of Highway Safety and Motor Vehicles; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged acts; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Montford—

CS for SB 36—A bill to be entitled An act for the relief of Jennifer Wohlgenuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Benacquisto—

CS for SB 38—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Montford—

CS for SB 42—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Braynon—

CS for SB 48—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University

campus; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senators Gibson and Bracy—

CS for SB 50—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Transportation; and Senators Bean and Baxley—

CS for SB 56—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Ducks Unlimited license plate; amending s. 320.08058, F.S.; revising the distribution of proceeds for the Fallen Law Enforcement Officers License Plate; requiring the Department of Highway Safety and Motor Vehicles to develop a Ducks Unlimited license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

By the Committee on Appropriations; and Senator Grimsley—

CS for SB 58—A bill to be entitled An act relating to cardiac programs; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to establish a technical advisory panel to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric open-heart surgery programs; establishing membership of the technical advisory panel; requiring the agency to develop and adopt rules for pediatric cardiac catheterization programs and pediatric open-heart surgery programs based on recommendations of the technical advisory panel; amending s. 408.0361, F.S.; establishing additional criteria that must be included by the Agency for Health Care Administration in rules relating to adult cardiovascular services at hospitals seeking licensure for a Level I program; providing an appropriation; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Bean and Rodriguez—

CS for SB 60—A bill to be entitled An act relating to children obtaining driver licenses; amending s. 409.1454, F.S.; revising legislative findings; revising a pilot program to make it permanent; revising the applicability of the program to include children in out-of-home care; authorizing the program to pay for a child to complete a driver education program and obtain a driver license or the related costs of licensure under certain circumstances; revising the duties of the Department of Children and Families under the program; deleting the requirement for an annual report by the department to the Governor and the Legislature; amending s. 39.6035, F.S.; revising a child's transition plan to include options to use in obtaining a driver license under certain circumstances; amending s. 39.701, F.S.; revising a required determination made by the court and a citizen review panel; requiring the department to include specified information in the social study report for judicial review under certain circumstances; amending s. 322.09, F.S.; providing that a guardian ad litem authorized by a minor's caregiver to sign for the minor's learner's driver license does not assume any obligation or liability for damages; making technical changes; reenacting s. 409.1451(5)(a), F.S., to incorporate the amendment made to s. 39.6035, F.S., in a reference thereto; reenacting ss. 322.05(3) and 322.56(8)(a), F.S., to incorporate the amendment made to s. 322.09, F.S., in references thereto; providing an effective date.

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

CS for SB 62—A bill to be entitled An act relating to pediatric cardiac care in the Children's Medical Services program; creating s. 391.224, F.S.; providing legislative findings and intent; creating the Pediatric Cardiac Care Advisory Council within the Department of Health; specifying the council membership; providing for election of the council chair and vice chair; providing for per diem and travel expenses; specifying the duties of the council; requiring the State Surgeon General to designate certain facilities as Pediatric and Congenital Cardiovascular Centers of Excellence; establishing prerequisites for the designation of a facility as a center of excellence; requiring that the council provide an annual report to the Governor, the Legislature, and the State Surgeon General; requiring the department to develop rules relating to pediatric cardiac care and facilities in the program; authorizing the department to adopt rules relating to the council and the designation of facilities as Pediatric and Congenital Cardiovascular Centers of Excellence; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Bean—

CS for SB 64—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Grimsley and Latvala—

CS for SB 68—A bill to be entitled An act relating to the tourist development tax; amending s. 125.0104, F.S.; authorizing counties imposing the tourist development tax to use those tax revenues for auditoriums that are publicly owned but operated by specified organizations under certain circumstances; providing an effective date.

By the Committee on Community Affairs; and Senator Steube—

CS for SB 80—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; requiring a complainant to timely provide written notice of a public records request in order to be entitled to the reasonable costs of enforcement, including attorney fees, in certain civil actions for enforcement of ch. 119, F.S.; providing that the award of such attorney fees is within the discretion of the court; specifying factors for a court to consider in determining whether an agency unlawfully refused to permit a public record to be inspected or copied; authorizing a court to assess and award attorney fees against a complainant if certain conditions exist; specifying circumstances under which a court must assess and award the reasonable costs of enforcement against an agency; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 90—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the definition of the term "renewable energy source device"; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of any real property; deleting a provision relating to applicability as of a specified date; creating s. 196.182, F.S.; exempting a renewable energy source device from the tangible personal property tax; providing for expiration; reenacting ss. 193.155(4)(a) and 193.1554(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing that specified amendments made by the act expire on a certain date; providing an effective date.

By the Committee on Regulated Industries; and Senator Flores—

CS for SB 106—A bill to be entitled An act relating to vendors licensed under the Beverage Law; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; providing that failure to comply with a restriction on monthly revenue from the sale of alcoholic beverages is unlawful if a minor is employed during a month that the restriction is exceeded; amending s. 565.04, F.S.; limiting the package store restrictions to vendors located within a certain distance of a school; providing an exception for current licenses with some restrictions; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senator Flores—

CS for CS for SB 106—A bill to be entitled An act relating to vendors licensed under the Beverage Law; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; providing that failure to comply with a restriction on monthly revenue from the sale of alcoholic beverages is unlawful if a minor is employed during a month that the restriction is exceeded; amending s. 565.04, F.S.; limiting the package store restrictions to vendors located within a certain distance of a school; providing an exception for current licenses with some restrictions; providing applicability; providing an expiration date; providing a restriction on the sale of distilled spirits below the specified container sizes; prohibiting the issuance of a package store license for specified locations or businesses; providing an exception; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 118—A bill to be entitled An act relating to criminal history records; prohibiting a person or entity engaged in publishing or disseminating arrest booking photographs from soliciting or accepting a fee or other payment to remove, correct, or modify such photograph; requiring a person or entity, within a specified timeframe, to remove an arrest booking photograph after receipt of a written request; authorizing a person to bring a civil action to enjoin such publishing of a photograph; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing applicability; amending s. 943.0585, F.S.; revising the eligibility requirements for expunction of criminal history records to include instances in which a judgment of acquittal or a verdict of not guilty is rendered; providing an effective date.

By the Committee on Judiciary; and Senators Hutson, Steube, and Perry—

CS for SB 120—A bill to be entitled An act relating to offenses by aliens unlawfully present in the United States; creating s. 775.0864, F.S.; requiring specified offenses to be reclassified if committed by such aliens; specifying the reclassification of these offenses; specifying the enhancement of the level of the ranking for purposes of sentencing and gain-time eligibility; amending s. 921.0022, F.S.; revising references to offense reclassification provisions to conform to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senators Bradley, Simpson, Bean, Baxley, Steube, Mayfield, Brandes, Broxson, and Benacquisto—

CS for SB 128—A bill to be entitled An act relating to self-defense immunity; amending s. 776.032, F.S.; providing that the state has the burden of proving that a defendant is not immune from prosecution under certain circumstances; providing an effective date.

By the Committee on Community Affairs; and Senators Artiles and Powell—

CS for SJR 134—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to remove authority for a county charter or special law to provide for choosing a sheriff in a manner other than by election or to alter the duties of the sheriff or abolish the office of the sheriff.

By the Committee on Education; and Senator Garcia—

CS for SB 148—A bill to be entitled An act relating to students remaining on school grounds during school hours; amending s. 1001.43, F.S.; providing that a district school board may adopt policies for releasing students for the school lunch period; requiring schools in certain districts to obtain written parental consent before permitting students to leave school grounds during the lunch period; providing an effective date.

By the Committee on Criminal Justice; and Senators Thurston and Garcia—

CS for SB 154—A bill to be entitled An act relating to autism awareness training for law enforcement officers; creating s. 943.1727, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to autism spectrum disorder; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

By the Committee on Transportation; and Senators Grimsley and Baxley—

CS for SB 164—A bill to be entitled An act relating to certificates of title for motor vehicles; amending s. 319.32, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles and tax collector from charging any fee or service charge, except for the expedited title fee, if applicable, for a certificate of title issued for a motor vehicle solely to remove a deceased coowner from a title registered in the name of two persons if the other coowner is the surviving spouse; providing an effective date.

By the Committee on Regulated Industries; and Senators Steube, Brandes, Hutson, and Young—

CS for SB 166—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.221, F.S.; providing that the ownership, management, operation, or control of up to three vendor's licenses for the sale of alcoholic beverages by a designated Florida Craft Distillery is not prohibited under specified laws; requiring the Division of Alcoholic Beverages and Tobacco to issue permits to designated Florida Craft Distilleries to conduct certain tastings and sales; requiring such distilleries to pay entry fees and have a representative present during certain events; authorizing the transfer of wine and distilled spirits to vendors by specified wineries and distilleries under certain circumstances; requiring the division to approve certain storage areas; requiring wineries and distilleries to report all such transfers to the division and to include them in monthly excise tax payments; amending s. 565.03, F.S.; redefining the term "craft distillery"; specifying authorized products for sale by craft distilleries; providing limitations on retail sales by craft distilleries to consumers; permitting craft distilleries to retain and renew a vendor's license under specified circumstances; authorizing craft distilleries to transfer distilled spirits under certain conditions; requiring the division to approve certain storage areas; requiring distilleries to report all such transfers to the division and to include them in monthly excise tax payments; deleting certain prohibitions on the transfer of a distillery license and affiliated ownership; authorizing craft distilleries to apply for a sales room location under certain circumstances; amending s. 565.17, F.S.; authorizing craft distilleries to conduct tastings under certain circumstances; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Passidomo, Mayfield, and Powell—

CS for SB 172—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the time that a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar year basis; decreasing the time that a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

By the Committee on Banking and Insurance; and Senator Mayfield—

CS for SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting changes to a health insurance policy prescription drug formulary during a policy year; providing applicability and construction; amending s. 627.6699, F.S.; requiring small employer carriers to limit changes to prescription drug formularies under certain circumstances; amending s. 641.31, F.S.; limiting changes to a health maintenance contract prescription drug formulary during a contract year; providing applicability and construction; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senator Mayfield—

CS for CS for SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting, under specified circumstances, changes to a health insurance policy prescription drug formulary during a policy year; providing construction and applicability; amending s. 627.6699, F.S.; requiring small employer carriers to limit changes to prescription drug formularies under certain circumstances; amending s. 641.31, F.S.; limiting, under specified circumstances, changes to a health maintenance contract prescription drug formulary during a contract year; providing construction and applicability; providing a declaration of important state interest; providing an effective date.

By the Committee on Regulated Industries; and Senator Artilles—

CS for SB 190—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; redefining the term "low-voltage alarm system project" to include low-voltage electric fences; defining the term "low-voltage electric fence"; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

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

CS for SB 192—A bill to be entitled An act relating to juvenile justice; amending s. 944.292, F.S.; creating an exception to the suspension of civil rights upon the conviction of a felony for children convicted as adults; amending s. 985.556, F.S.; deleting provisions requiring that a state attorney request the court to transfer and certify a child for prosecution as an adult under certain circumstances; revising the factors that a court must consider when determining whether a child should be transferred to adult court; amending s. 985.557, F.S.; revising the list of crimes for which children of specified ages who are charged with committing, attempting to commit, or conspiring to commit may have an information filed against them by a state attorney; requiring a state attorney to document in writing the reasons for prosecuting or not prosecuting a child as an adult; requiring the state attorney to file the document with the court and include specified information for his or her written decision; deleting provisions requiring that a child be prosecuted as an adult if the child committed or attempted to commit specified crimes; deleting provisions relating to sentencing of a child who commits or attempts to commit such crimes; authorizing a child who is transferred to adult court to request, in writing, a hearing before the court to determine whether the child remains in adult court; requiring the court to make specified considerations in determining whether the public safety would be served by retaining jurisdiction; authorizing the court to transfer a child back to a juvenile court; prohibiting the transfer of an eligible child to adult court if the child has previously been found incompetent but has not had competency restored until child's competency is restored; requiring the Department of Juvenile Justice, beginning on a certain date, to collect specified information relating to children who qualify for prosecution as adults and for children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a certain date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report to include certain information and provide it to the Governor and the Legislature by a specified date; providing a child 14 years of age but who has not yet reached the age of 18 and is convicted and sentenced to the Department of Corrections must be kept completely separated from adult offenders in the facility; amending s. 985.56, F.S.; limiting the age to children 14 years of age or older, rather than children of any age, who are subject to the jurisdiction of a court if charged with a violation of law punishable by death or life imprisonment; prohibiting the transfer of a child to adult court for prosecution if the child has a pending competency hearing in juvenile court or has previously been found incompetent and has not had his or her competence restored by a court until the child's competency is restored; providing the tolling of time limits for specified purposes; making technical changes; amending s. 985.565, F.S.; revising the criteria to be used in determining whether to impose juvenile or adult sanctions; deleting provisions requiring the sentencing of children who commit offenses punishable by death or life imprisonment or who are found to have committed lesser included offenses; conforming provisions to changes made by the act; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.15, F.S.; conforming provisions to changes made by the act; reenacting s. 985.514(3), F.S., relating to responsibility for cost of care and fees, to incorporate the amendment made to s. 985.565, F.S., in a reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senators Flores, Bracy, Garcia, Baxley, Gibson, Steube, Rodriguez, and Perry—

CS for SB 196—A bill to be entitled An act relating to juvenile civil citation and similar diversion programs; amending s. 985.12, F.S.; requiring the establishment of civil citation or similar diversion programs for juveniles; providing definitions; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 202—A bill to be entitled An act relating to court records; amending s. 119.0714, F.S.; providing an exemption from liability for the release of certain information by the clerk of court under certain circumstances; deleting obsolete language; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 206—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excepting electronic wills from revocation provisions; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing that electronic wills may be made self-proved at the time of execution; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of another; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will that is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will or the electronic record containing the electronic will, only to specified persons; authorizing the qualified custodian to deposit an electronic will with the clerk of court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing for cessation of service of a qualified custodian; requiring that a qualified custodian who elects to cease serving in such capacity provide written notice to the testator under certain circumstances; requiring a qualified custodian to deliver certain documents to specified persons when he or she ceases to serve in such capacity; requiring a qualified custodian to cease serving in such capacity under certain circumstances; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of the qualified custodian; requiring a qualified custodian to deliver certain documents upon request from a testator; providing that a qualified is liable for certain damages under certain circumstances; requiring a qualified custodian to keep certain information confidential; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the electronic will subject to certain conditions; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Passidomo—

CS for SB 210—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Passidomo—

CS for CS for SB 210—A bill to be entitled An act relating to public records; creating s. 744.21031, F.S.; providing an exemption from public records requirements for certain identifying and location information of current or former public guardians and the spouses and children thereof; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 220—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; defining “complementary or alternative and integrative therapies,” “physical examination,” “veterinary dentistry,” and “veterinary telemedicine”; revising the definitions of “veterinarian/client/patient relationship,” and “veterinary medicine”; amending s. 474.2165, F.S.; conforming terminology; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Artiles—

CS for SB 230—A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the terms “pet dealer” and “priority invasive species”; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing legislative findings; providing goals for the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for handling captures and the disposal of the animals; requiring the commission to submit a report to the Governor and the Legislature by a specified date; requiring certain nonnative species to be implanted with a passive integrated transponder before sale, resale, or being offered for sale by a pet dealer; requiring the commission to adopt rules; providing appropriations; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Bradley, Bean, Gibson, Hutson, and Stewart—

CS for SB 234—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

By the Committee on Banking and Insurance; and Senators Lee and Mayfield—

CS for SB 240—A bill to be entitled An act relating to direct primary care; creating s. 624.27, F.S.; defining terms; specifying that a direct primary care agreement does not constitute insurance and is not subject to ch. 636, F.S., relating to prepaid limited health service organizations and discount medical plan organizations, or any other chapter of the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to ch. 636, F.S., or any other chapter of the code; providing that certain certificates of authority and licenses are not required to market, sell, or offer to sell a direct primary care agreement; specifying requirements for direct primary care agreements; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senators Lee and Mayfield—

CS for CS for SB 240—A bill to be entitled An act relating to direct primary care; amending s. 409.977, F.S.; requiring the Agency for Health Care Administration to provide specified financial assistance to certain Medicaid recipients; requiring the agency to resubmit, by a specified date, certain federal waivers or waiver amendments to specified federal entities to incorporate recipient elections of certain direct primary care agreements; creating s. 456.0625, F.S.; defining terms; authorizing primary care providers or their agents to enter into direct primary care agreements for providing primary care services; providing applicability; specifying requirements for direct primary care agreements; creating s. 624.27, F.S.; providing construction and applicability of the Florida Insurance Code as to direct primary care agreements; providing an exception for primary care providers or their agents from certain requirements under the code under certain circumstances; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Book and Passidomo—

CS for SB 252—A bill to be entitled An act relating to a tax exemption for diapers and incontinence products; amending s. 212.08, F.S.; exempting from the sales and use tax the sale for human utilization of diapers, incontinence undergarments, incontinence pads, or incontinence liners; providing an effective date.

By the Committee on Judiciary; and Senator Artilles—

CS for SB 264—A bill to be entitled An act relating to self-storage; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a self-storage facility owner is not required to have a license to post property for online sale; providing limits for the maximum valuation of property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing an owner to impose and collect a late fee from a tenant under certain circumstances; specifying that late fees in a specified amount are deemed reasonable and do not constitute a penalty; authorizing an owner to charge the tenant certain reasonable expenses incurred in rent collection or lien enforcement; providing an effective date.

By the Committee on Criminal Justice; and Senator Rouson—

CS for SB 290—A bill to be entitled An act relating to criminal justice; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term “possession of a controlled substance”; authorizing a defendant to move the sentencing court to depart from a mandatory minimum prison sentence and a mandatory fine if the offense is committed on or after a specified date; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; defining the term “coercion”; providing applicability; creating s. 921.00215, F.S.; providing legislative findings; creating the Sentencing Commission within the Supreme Court; providing for commission membership and terms of office; providing that commission membership does not disqualify a member from holding any other public office or from being employed by a public entity; authorizing reimbursement for per diem and travel expenses; requiring the Office of the State Courts Administrator to act as staff for the commission; requiring the commission to meet annually or upon the call of the chair for specified purposes; requiring the Department of Corrections to perform specified duties upon request of the commission; requiring the commission to annually, by a specified date, make recommendations to the Governor, the justices of the Supreme Court, and the Legislature; amending s. 921.00241, F.S.; revising the circumstances under which an offender may be sentenced to a nonstate prison sanction; authorizing a nonstate prison sanction under a prison diversion program for certain offenders who commit a nonviolent felony of the second degree on or after a specified date; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to s. 948.01, F.S., in references thereto; providing an effective date.

By the Committee on Transportation; and Senators Brandes, Rouson, Young, and Steube—

CS for SB 302—A bill to be entitled An act relating to penalties and fees; amending s. 27.52, F.S.; adding a financial information requirement for a certain application form; amending s. 28.246, F.S.; revising requirements relating to the payment of court-related fines or other monetary penalties, fees, charges, and costs; requiring a clerk of court to solicit competitive bids from private attorneys or collection agents for collection services, subject to certain requirements; prohibiting the clerk from assessing a certain surcharge; prohibiting the collection agency or private attorney from imposing certain additional fees or surcharges; amending s. 316.650, F.S.; requiring traffic citation forms to include certain language relating to payment of a penalty; amending s. 318.15, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay a penalty if the person demonstrates to the court, when specified, that he or she is unable to pay such penalty; requiring the person to provide documentation meeting certain requirements to the appropriate clerk of court in order to be considered unable to pay; amending s. 318.18, F.S.; requiring a court to inquire at the time a certain civil penalty is ordered whether the person is able to pay it; amending s. 322.055, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons convicted of certain drug offenses; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; amending s. 322.056, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain drug offenses; deleting a provision authorizing a court to direct the department to issue a license for certain restricted driving privileges under certain circumstances; deleting requirements relating to the revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons found guilty of certain alcohol or tobacco offenses; repealing s. 322.057, F.S., relating to discretionary revocation or suspension of a driver license for certain persons who provide alcohol to persons under a specified age; amending s. 322.09, F.S.; deleting a provision prohibiting the issuance of a driver license or learner's driver license under certain circumstances; repealing s. 322.091, F.S., relating to attendance requirements for driving privileges; amending s. 322.245, F.S.; prohibiting the suspension of a person's driver license solely for failure to pay a penalty if the person demonstrates to the court, when specified, that he or she is unable to pay such penalty; providing applicability; requiring the person to provide documentation meeting certain requirements to the appropriate clerk of court in order to be considered unable to pay; repealing s. 322.251(7), F.S., relating to notice of suspension or revocation of driving privileges, reasons for reinstatement of such driving privileges, and certain electronic access to identify a person who is the subject of an outstanding warrant or capias for passing worthless bank checks; amending s. 322.271, F.S.; providing that a person whose driver license or privilege to drive has been suspended may have his or her driver license or driving privilege reinstated on a restricted basis under certain circumstances; providing the period of validity of such restricted license; amending s. 322.34, F.S.; revising the underlying violations resulting in driver license or driving privilege cancellation, suspension, or revocation for which specified penalties apply; amending s. 562.11, F.S.; revising penalties for selling, giving, serving, or permitting to be served alcoholic beverages to a person under a specified age or permitting such person to consume such beverages on licensed premises; conforming provisions to changes made by the act; repealing s. 562.111(3), F.S., relating to withholding issuance of, or suspending or revoking, a driver license or driving privilege for possession of alcoholic beverages by persons under a specified age; amending s. 569.11, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase tobacco products; authorizing, rather than requiring, the court to direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 790.22, F.S.; revising penalties relating to suspending, revoking, or withholding issuance of driver licenses or driving privileges for minors under a specified age who possess firearms under certain circumstances; deleting provisions relating to penalties for certain offenses involving the use or possession of a firearm by a minor under a specified age; amending s. 806.13, F.S.; deleting provisions relating to certain penalties for criminal mischief by a minor; repealing s. 812.0155, F.S., relating to suspension of a driver license following an adjudication of guilt for theft;

repealing s. 832.09, F.S., relating to suspension of a driver license after warrant or *capias* is issued in worthless check cases; amending s. 877.112, F.S.; revising penalties for persons under a specified age who knowingly possess, misrepresent their age or military service to purchase, or purchase or attempt to purchase any nicotine product or nicotine dispensing device; authorizing, rather than requiring, the court to direct the department to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 938.30, F.S.; authorizing a judge to convert certain statutory financial obligations into court-ordered obligations to perform community service by reliance upon specified information under certain circumstances; amending s. 1003.27, F.S.; deleting provisions relating to procedures and penalties for nonenrollment and nonattendance cases; amending ss. 318.14, 322.05, 322.27, and 1003.01, F.S.; conforming provisions to changes made by the act; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

CS for SB 312—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring state, county, municipal, or other law enforcement agencies that conduct lineups to follow specified procedures; requiring eyewitnesses to sign an acknowledgment that they have received the instructions about the lineup procedures from the law enforcement agency; requiring lineup administrators to document the refusal of an eyewitness to acknowledge such receipt; specifying remedies for failing to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and provide training programs on how to conduct lineups; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 334—A bill to be entitled An act relating to prejudgment interest; creating s. 55.035, F.S.; requiring a court to include interest in a final judgment in an action from which a plaintiff recovers economic or noneconomic damages; specifying the dates from which interest accrues; requiring a court to include interest on attorney fees and costs in the final judgment, if recovered; specifying the rate at which interest accrues; providing for construction and applicability; providing an effective date.

By the Committee on Regulated Industries; and Senators Hutson, Book, and Young—

CS for SB 336—A bill to be entitled An act relating to household movers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Stargel—

CS for SB 346—A bill to be entitled An act relating to fictitious name registration; reordering and amending s. 865.09, F.S.; defining the term “registrant”; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; clarifying that the Division of Corporations administers the provisions of ch. 865, F.S., relating to fictitious name registration; specifying additional terms that may not be included in a fictitious name; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Commerce and Tourism; and Senator Stargel—

CS for CS for SB 346—A bill to be entitled An act relating to fictitious name registration; reordering and amending s. 865.09, F.S.; defining the term “registrant”; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; clarifying that the Division of Corporations administers the provisions of ch. 865, F.S., relating to fictitious name registration; specifying additional terms that may not be included in a fictitious name; providing an effective date.

By the Committee on Ethics and Elections; and Senator Hutson—

CS for SB 352—A bill to be entitled An act relating to legislative redistricting and congressional reapportionment; creating s. 97.029, F.S.; providing that candidate qualifying, nomination, and election for certain offices must proceed using current district boundaries if revisions to districts subject to a court challenge are not made as of a certain date; specifying public oversight procedures that a court is encouraged to follow when drafting a remedial redistricting plan; providing for construction; providing an effective date.

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

CS for SB 362—A bill to be entitled An act relating to the Agency for State Technology; amending s. 20.61, F.S.; establishing within the agency a chief data officer position and the Geographic Information Office; amending s. 282.0051, F.S.; adding specified powers, duties, and functions of the agency; providing an effective date.

By the Committee on Transportation; and Senator Montford—

CS for SB 368—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2014-228, Laws of Florida; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Stargel—

CS for SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide Civil Air Patrol leave; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a Civil Air Patrol member because of his or her absence by reason of taking Civil Air Patrol leave; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a Civil Air Patrol member who returns to work following Civil Air Patrol leave; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing an effective date.

By the Committee on Education; and Senators Hukill, Galvano, and Simpson—

CS for SB 374—A bill to be entitled An act relating to postsecondary education; providing a short title; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the board until a specified date;

transferring the Florida College System and the Division of Florida Colleges to the State Board of Community Colleges by a specified date; requiring the State Board of Community Colleges to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges and assigning and housing it for administrative purposes, only, within the department; providing the personnel for the state board; providing the powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the State Board of Community Colleges, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt provisions relating to the Florida Community College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida Community College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt certain powers and duties related to the Florida Community College System; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida Community College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department's duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain types of courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the board to coordinate with the State Board of Education; amending ss. 1001.61, 1001.64, 1001.65, 1001.66, and 1001.67, F.S.; conforming provisions to changes made by the act; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified career centers or charter technical career centers from offering certain courses and programs; requiring the State Board of Education to adopt rules; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the State Board of Community Colleges; requiring the State Board of Community Colleges, in addition to other entities, to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities to provide au-

thority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending ss. 1004.67, 1004.70, and 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges, instead of the State Board of Education, to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department's accountability for career education; requiring the State Board of Education and the State Board of Community Colleges to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2 +2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, 1007.265, and 1007.27, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring the termination of a baccalaureate degree program under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions under certain circumstances; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; removing provisions requiring the department to maintain a listing of certain skills associated with the system of educational accountability; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintaining of specific in-

formation by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System board of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges for legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; requiring the Board of Governors and the State Board of Community Colleges to submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision and Information; providing effective dates.

By the Committee on Community Affairs; and Senator Hutson—

CS for SB 390—A bill to be entitled An act relating to reimbursement of certain taxes; providing definitions; authorizing partial reimbursement of ad valorem taxes paid on homestead properties that are rendered uninhabitable from damage inflicted by a hurricane or tornado during 2016; requiring that application for such reimbursement be made with the property appraiser by a specified date; providing application requirements; requiring that the property owner provide documentation that the property was uninhabitable; requiring each prop-

erty appraiser to determine an owner's entitlement to reimbursement and the reimbursement amount using a specified formula; limiting the reimbursement amount; authorizing an owner to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; requiring the department to determine the total reimbursement payments and to disburse checks from a specified trust fund; prohibiting knowingly and willingly giving false information for the purpose of claiming reimbursement; providing a criminal penalty; requiring that undeliverable reimbursement checks be forwarded to the certifying property appraiser; providing appropriations; providing for certifying forward unexpended funds; providing for reimbursement of the state sales tax paid on the purchase of a mobile home to replace a mobile home that experienced major damage from a hurricane or tornado during 2016; requiring that application for such reimbursement be made with the property appraiser; providing application requirements; requiring that the owner provide documentation of damage to the mobile home; requiring each property appraiser to determine an owner's entitlement to reimbursement; requiring the department to calculate reimbursement amounts; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the department by a specified date; authorizing an owner to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; requiring the department to determine the total reimbursement payments; providing a criminal penalty for a specified prohibited act; providing an appropriation; providing legislative intent; providing an effective date.

By the Committee on Education; and Senators Hukill and Bean—

CS for SB 396—A bill to be entitled An act relating to student loan debt; creating s. 1009.894, F.S.; defining the term “student loans”; requiring postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

By the Committee on Regulated Industries; and Senator Passidomo—

CS for SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners' association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; providing that an association waives a specified claim against a person or such person's successors or assigns who in good faith rely on the estoppel certificate; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring the fee for an estoppel certificate to be paid from specified proceeds under certain circumstances; requiring that the authority to charge a fee for the estoppel certificate be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senators Montford and Book—

CS for SB 416—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of therapy animals or facility dogs in certain proceedings; allowing certain animals to be used when taking

the testimony of a person who has an intellectual disability; removing the requirement that certain animals be registered; defining terms; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 420—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood; revising applicability; authorizing an insurer to issue flood insurance policies on a flexible basis; extending the last date of filing with the Office of Insurance Regulation of certain flood coverage rates that may be established and used by an insurer; specifying a condition for an eligible surplus lines insurer before a surplus lines agent may be excepted from a diligent-effort requirement when exporting flood insurance contracts or endorsements to the insurer; deleting the expiration date of the exception; revising applicability of certain notification and filing requirements; revising provisions related to an acknowledgment required before the procurement of a private flood insurance policy for property currently insured under the National Flood Insurance Program; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Gibson and Torres—

CS for SB 440—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

By the Committee on Rules; and Senator Benacquisto—

CS for SB 504—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 212.08(7)(hhh), 216.292(8), 322.1415, 388.261(4)(b), 400.9986, 403.1832(2), 409.912(1), (3), and (7), and 720.303(13), F.S., amending ss. 20.435 and 320.08058, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2017 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 213.053, 220.192, 322.21, 377.703, 409.91195, 409.91196, 409.962, 641.19, and 641.386, F.S., to conform cross-references; providing an effective date.

By the Committee on Health Policy; and Senators Gainer and Monford—

CS for SB 510—A bill to be entitled An act relating to a grant program for rural hospitals; amending s. 395.6061, F.S.; providing legislative findings and intent; requiring the Department of Health to establish and administer the Florida Rural Hospital Capital Improvement Competitive Grant Program for certain rural hospitals; revising the amount of a grant award; revising grant eligibility; providing criteria for grant application ranking; establishing allowable use of funds; requiring the department to submit an annual report to the Governor and the Legislature; deleting requirements for certain information in grant applications; deleting provisions relating to the disbursal of funds; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 534—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting

bids or being awarded contracts; providing an exception; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 550—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; providing that the personal identifying information of a witness to a murder remains confidential and exempt for a specified period; amending s. 119.071, F.S.; providing an exemption from public records requirements for criminal intelligence or criminal investigative information that reveals the personal identifying information of a witness to a murder for a specified period; authorizing specified entities to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

By the Committee on Regulated Industries; and Senators Young and Latvala—

CS for SB 554—A bill to be entitled An act relating to craft breweries; amending s. 561.221, F.S.; exempting certain vendors from specified delivery restrictions under certain circumstances; providing applicability; amending s. 561.5101, F.S.; revising applicability; amending s. 561.57, F.S.; providing that certain manufacturers may transport malt beverages in vehicles owned or leased by certain persons other than the manufacturers; amending s. 563.022, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Campbell—

CS for SB 576—A bill to be entitled An act relating to transportation facility designations; amending chapter 26497, Laws of Florida, 1951; revising the name of an honorary designation of a transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2014-228, Laws of Florida; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bean—

CS for SB 664—A bill to be entitled An act relating to a disaster preparedness tax exemption; providing a sales and use tax exemption for certain tangible personal property related to disaster preparedness during a specified period; providing exceptions to the exemption; authorizing the Department of Revenue to adopt emergency rules to implement the exemption; providing an expiration date; providing an appropriation; providing an effective date.

By the Committee on Banking and Insurance; and Senators Bean, Lee, and Mayfield—

CS for SB 670—A bill to be entitled An act relating to managed care plans' provider networks; amending s. 409.975, F.S.; prohibiting a managed care plan from excluding a pharmacy that meets the credentialing requirements and standards established by the Agency for Health Care Administration and that accepts the terms of the plan; requiring a managed care plan to offer the same rate of reimbursement to all pharmacies in the plan's network; authorizing rulemaking; providing an effective date.

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

CS for SB 764—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.011, F.S.; specifying the information to be included in an application for certain tax exemptions; creating s. 196.102, F.S.; providing definitions; providing an exemption from ad

valorem taxation for certain first responders under specified conditions; providing an exemption from ad valorem taxation for certain surviving spouses of first responders who have died; specifying the documentation required to receive the exemption; granting rulemaking authority; specifying procedures for receiving a tax exemption for 2017; specifying procedures for denials of tax exemptions; providing applicability; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Banking and Insurance; and Senator Mayfield—

CS for SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting changes to a health insurance policy prescription drug formulary during a policy year; providing applicability and construction; amending s. 627.6699, F.S.; requiring small employer carriers to limit changes to prescription drug formularies under certain circumstances; amending s. 641.31, F.S.; limiting changes to a health maintenance contract prescription drug formulary during a contract year; providing applicability and construction; providing an effective date.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Stargel—

CS for SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide Civil Air Patrol leave; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a Civil Air Patrol member because of his or her absence by reason of taking Civil Air Patrol leave; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a Civil Air Patrol member who returns to work following Civil Air Patrol leave; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing an effective date.

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

REPORTS OF COMMITTEES

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1020

The Committee on Regulated Industries recommends the following pass: SB 8

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 154

The Committee on Criminal Justice recommends the following pass: SB 350

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 176

The bill was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 174

The Committee on Regulated Industries recommends the following pass: SB 114

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 358; SB 714

The Committee on Health Policy recommends the following pass: SB 58

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 4; SB 256

The bills were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 78; SB 360; SB 376

The bills were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 10

The bill was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends the following pass: SB 586

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 90

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 80; SB 158

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 464

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

The Committee on Community Affairs recommends the following pass: SB 422

The Committee on Judiciary recommends the following pass: SB 344; SB 352

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

The Committee on Banking and Insurance recommends the following pass: SB 404

The Committee on Community Affairs recommends the following pass: SB 428; SB 464

The Committee on Health Policy recommends the following pass: SB 62

The Committee on Judiciary recommends the following pass: SB 202

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

The Committee on Banking and Insurance recommends the following pass: SB 102

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 262

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 590

The Committee on Criminal Justice recommends the following pass: SJR 270; SB 296; SB 494; SCR 920

The Committee on Education recommends the following pass: SB 436

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 612

The Special Master on Claim Bills recommends the following pass: SB 14 with 1 amendment; SB 18; SB 24 with 1 amendment; SB 28; SB 30; SB 32; SB 36; SB 38; SB 42; SB 48; SB 50

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

The Committee on Commerce and Tourism recommends the following pass: CS for SB 440

The Committee on Criminal Justice recommends the following pass: SB 280

The Committee on Education recommends the following pass: SB 104; SB 438

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 404; SB 7004

The Committee on Regulated Industries recommends the following pass: CS for SB 264

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

The Committee on Commerce and Tourism recommends the following pass: SB 372

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

The Committee on Rules recommends the following pass: CS for SB 128; SB 280; SB 500; SB 502; SB 506

The Committee on Transportation recommends the following pass: SB 480

The bills were placed on the Calendar.

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 182

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 192; SB 196

The Committee on Judiciary recommends a committee substitute for the following: SB 120

The Committee on Transportation recommends a committee substitute for the following: SB 302

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 252; SB 664

The Committee on Community Affairs recommends committee substitutes for the following: SB 90; SB 390

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 362

The Committee on Regulated Industries recommends a committee substitute for the following: SB 220

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 670

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 60

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 62

The Committee on Health Policy recommends committee substitutes for the following: CS for SB 240; SB 510

The Committee on Judiciary recommends committee substitutes for the following: SB 18; SB 28; SB 38; SB 50

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 370

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

The Committee on Education recommends committee substitutes for the following: SB 2; SB 374

The Committee on Judiciary recommends a committee substitute for the following: SB 48

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 64; SB 230; SB 234

The Committee on Regulated Industries recommends a committee substitute for the following: SB 336

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 32

The Committee on Transportation recommends committee substitutes for the following: SB 56; SB 164; SB 368; SB 576

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 206

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 154

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 440

The Committee on Regulated Industries recommends committee substitutes for the following: SB 166; SB 554

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 420

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 68

The Committee on Education recommends a committee substitute for the following: SB 148

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 764

The Committee on Judiciary recommends committee substitutes for the following: SB 36; SB 42

The Committee on Regulated Industries recommends a committee substitute for the following: SB 190

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

The Committee on Judiciary recommends committee substitutes for the following: SB 118; SB 416

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

The Committee on Community Affairs recommends a committee substitute for the following: SJR 134

The bill with committee substitute attached was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 210

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 346

The Committee on Community Affairs recommends a committee substitute for the following: SB 534

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 182; SB 240

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 172

The Committee on Community Affairs recommends a committee substitute for the following: SB 80

The Committee on Criminal Justice recommends committee substitutes for the following: SB 290; SB 312; SB 550

The Committee on Regulated Industries recommends a committee substitute for the following: SB 398

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

The Committee on Judiciary recommends a committee substitute for the following: SB 264

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

The Committee on Appropriations recommends a committee substitute for the following: SB 58

The Committee on Education recommends a committee substitute for the following: SB 396

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 352

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 202; CS for SB 210; CS for SB 346

The Committee on Judiciary recommends committee substitutes for the following: SB 128; SB 334

The Committee on Regulated Industries recommends a committee substitute for the following: SB 106

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 2; SB 8

The Committee on Rules recommends committee substitutes for the following: CS for SB 106; SB 504

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

The Committee on Transportation recommends the following not pass: SB 178

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 176

The Appropriations Subcommittee on General Government recommends the following pass: SB 174

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 58; CS for SB 60; SB 358

The Appropriations Subcommittee on Higher Education recommends the following pass: SB 4

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 120

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: SJR 76

The Appropriations Subcommittee on Higher Education recommends a committee substitute for the following: CS for SB 2

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

REPORT OF JOINT SELECT COMMITTEE

The Honorable Joe Negron
President of the Senate
409 The Capitol
Tallahassee, Florida 32399

February 23, 2017

The Honorable Richard Corcoran
Speaker of the House of Representatives
420 The Capitol
Tallahassee, Florida 32399

Dear Mr. President and Mr. Speaker:

The Joint Select Committee on Collective Bargaining convened on February 23, 2017, in Morris Hall (17 House Office Building), at 4:00 p.m. The purpose of the meeting was to provide all parties involved in collective bargaining disputes with the State of Florida the opportunity to present their positions to the Florida Legislature, consistent with the provisions of section 447.403, Florida Statutes, and the open meeting provisions of Article III, section 4 of the State Constitution.

The parties presented their positions and indicated they are continuing to negotiate the issues at impasse. We recommend that nego-

tiations continue and that the appropriate legislative committees be kept abreast of the issues agreed upon by the parties as well as the issues that remain at impasse or require legislative action to resolve.

Copies of presentations and other pertinent materials have been retained by staff and, for purposes of future public inquiry, are available through the House Oversight, Transparency & Administration Subcommittee and the Senate Governmental Oversight and Accountability Committee.

Respectfully submitted,

Representative Charlie Stone
Co-Chair

Senator Bobby Powell
Co-Chair

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Governing Board of the Suwannee River Water Management District

Appointees: Jones, Gary F.	03/01/2020
Keith, Charles G.	03/01/2018
Quincey, Donald "Don"	03/01/2020

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

VETOED BILLS 2016 REGULAR SESSION

The Honorable Kenneth W. Detzner
Secretary of State
Florida Department of State
R.A. Gray Building
500 S. Bronough Street
Tallahassee, FL 32399

April 15, 2016

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Committee Substitute for Committee Substitute for Senate Bill 668, enacted during the 118th Session of the Legislature of Florida, during the Regular Session of 2016 and entitled:

An act relating to family law...

The bill makes various changes to the laws governing the dissolution of marriage, spousal support, and time-sharing. First off, I would like to commend Senators Stargel and Lee, and Representatives Burton and Workman for their diligent efforts to reform Florida's dissolution of marriage and alimony laws.

As a husband, father, and grandfather, I understand the importance of family and the sensitivity and passion that comes with the subject of family law. Family law issues are very personal, and nearly every family comes to the court with different circumstances and needs. As such, we must be judicious and carefully consider the long term and real life repercussions on Florida families.

This bill's proposed revisions to Florida's alimony and child custody laws have evoked passionate reactions from thousands of Floridians because divorce affects families in many different ways. The one constant though is that when a divorce involves a minor child, the needs of the child must come before all others. Current law directs a judge to consider the needs and interests of the children first when determining

a parenting plan and time-sharing schedule. This bill has the potential to up-end that policy in favor of putting the wants of a parent before the child's best interest by creating a premise of equal time-sharing. Our judges must consider each family's unique situation and abilities and put the best interests of the child above all else.

For the reasons stated above, I withhold my approval of Committee Substitute for Committee Substitute for Senate Bill 668 and do hereby veto the same.

Sincerely,

Rick Scott
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

EXECUTIVE BUSINESS

EXECUTIVE ORDER NUMBER 16-129
(Executive Order of Suspension)

WHEREAS, Chris Blair is presently serving as Sheriff of Marion County, Florida; and

WHEREAS, on May 20, 2016, Chris Blair was arrested and charged by Indictment with two counts of Perjury in an Official Proceeding, a third-degree felony in violation of section 837.02, Florida Statutes, and one count of Official Misconduct, a third-degree felony in violation of section 838.022(1), Florida Statutes; and

WHEREAS, Article IV, Section 7 of the Florida Constitution authorizes the Governor to suspend from office any county officer for the commission of a felony; and

WHEREAS, it is in the best interests of the residents of Marion County, and the citizens of the State of Florida, that Chris Blair be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution, find as follows:

A. Chris Blair is, and at all times material hereto was, serving as Sheriff of Marion County, Florida.

B. The office of Sheriff of Marion County is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7 of the Florida Constitution.

C. The attached Indictment, which is incorporated as if fully set forth herein, alleges Chris Blair committed felony offenses in violation of the Laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Chris Blair is suspended from the public office, which he now holds, to wit: Sheriff of Marion County, Florida.

Section 2. Chris Blair is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at The Capitol, Tallahassee, Florida, this 20th day of May, 2016.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy	
Appointees: Rankin, Mindy P., Lynn Haven	10/31/2020
Skup, David A., Plantation	10/31/2019
Socorro, Jesus, Miami	10/31/2019
Board of Acupuncture	
Appointees: Dunetz, Rodney, Delray Beach	10/31/2020
Margewicz, Janine Marie, Winter Garden	10/31/2019
Board of Architecture and Interior Design	
Appointees: Bao-Garciga, Aida, Miami	10/31/2019
Ehrig, John P., Orlando	10/31/2019
Rodriguez, Miguel A., Coral Gables	10/31/2019
Board of Athletic Training	
Appointee: Watson, James T., Tallahassee	10/31/2019
Barbers' Board	
Appointees: Gilbert, William B., Tallahassee	10/31/2018
Munchalfen, Antonett, Tampa	10/31/2016
Nibaldi, Michelino G., Tavernier	10/31/2016
Florida Building Code Administrators and Inspectors Board	
Appointee: Bolduc, Timothy J., Ft. Walton Beach	10/31/2019
Florida Building Commission	
Appointees: Burk, Kelley Smith, Tallahassee	10/31/2018
Worrall, Diana R., Naples	02/07/2017
Hillsborough County Civil Service Board	
Appointees: Canasi, Simon M., Tampa	07/02/2019
Carbaugh, Neal R., Plant City	07/02/2019
Trichler, Ernie E., II, Tampa	07/02/2019
Board of Clinical Laboratory Personnel	
Appointees: McCarter, Yvette S., Jacksonville	10/31/2018
Montoya, Beatriz Elena, Hollywood	10/31/2019
Van Siclen, Carleen P., Jacksonville	10/31/2019
Regulatory Council of Community Association Managers	
Appointees: Phillips, Angela M., Satellite Beach	10/31/2019
Riddle, Lisa Ann, Boynton Beach	10/31/2020
Sibley, Robert E., Winter Springs	10/31/2019
Florida Communities Trust	
Appointee: Bell, Lynda, Homestead	01/31/2019
Florida Commission on Community Service	
Appointee: Martinez, Natalia, Pembroke Pines	09/14/2018
Board of Trustees of Daytona State College	
Appointees: Freckleton, Lloyd J., Flagler Beach	05/31/2019
Holness, Betty Jean, Ormond Beach	05/31/2019
Hosseini, Forough B., Ormond Beach	05/31/2019
Board of Trustees of Indian River State College	
Appointees: Caron, Susan, Ft. Pierce	05/31/2019
Conrado, Jose L., Vero Beach	05/31/2019
Board of Trustees of Florida Gateway College	
Appointees: Allen, Carolyn Renae, Lake Butler	05/31/2019
Brannan, Robert C., III, Macclenny	05/31/2019

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Thomson, Rodney Philip, Sarasota	05/31/2018	Board of Orthotists and Prosthetists Appointee: Rosen, Wayne R., Davie	10/31/2019
Board of Trustees of Northwest Florida State College Appointee: Abbott, Shane G., DeFuniak Springs	05/31/2017	Board of Osteopathic Medicine Appointees: Bellingar, Bridget, Largo Janson, Alicja, Sarasota	10/31/2019 10/31/2019
Construction Industry Licensing Board Appointees: Cathey, William Brian, Port St. Joe Feaster, Ted W., Ocala	10/31/2018 10/31/2019	Board of Physical Therapy Practice Appointee: Donald, Ellen Kroog, Ft. Myers	10/31/2020
Florida Development Finance Corporation Appointee: Bradshaw, James Nelson, Jacksonville Beach	05/02/2019	Board of Pilot Commissioners Appointees: Oatis, Vincent Paul, III, Apopka Phipps, Cheryl A., Ft. Lauderdale	10/31/2020 10/31/2020
Education Practices Commission Appointees: Bland, Ana Armbrister, West Palm Beach Budnick, Judie S., Port St. Lucie Gold, Christie R., Wesley Chapel Hardie, Douglas V., Confidential pursuant to s. 119.071(4), F.S. Hollis-Cole, Tiffany, West Palm Beach Maynard, Stephen K., Confidential pursuant to s. 119.071(4), F.S. McCray, Katrina E., Jacksonville Mellin, Fredric I., Wesley Chapel Swint, Michelle, DeLand Wilson, Celita, Jacksonville	09/30/2018 09/30/2019 09/30/2019 08/17/2020 09/30/2020 08/17/2020 09/30/2018 09/30/2019 09/30/2017 02/17/2020	Board of Podiatric Medicine Appointees: Pearce, James W., Groveland Strickland, Joseph H., Clearwater	10/31/2019 10/31/2019
Florida Elections Commission Appointees: Kelly, James (J.) Alexander (Alex), Tallahassee Smith, Kymberlee C., Cooper City Stern, Barbra A., Ft. Lauderdale	12/31/2019 12/31/2016 12/31/2019	Florida Prepaid College Board Appointee: Rood, John Darrell, St. Augustine	06/30/2017
Electrical Contractors' Licensing Board Appointees: Bassett, Douglas Pope, Ft. Myers Flaherty, Brian, Dunedin Tibbs, Clarence Kelley, Apopka	10/31/2019 10/31/2019 10/31/2019	Florida Real Estate Appraisal Board Appointees: Conolly, Cristy, Palm Harbor Oreto, Evalyn F., Hudson Rabin, Janet S., Ft. Myers	10/31/2019 10/31/2019 10/31/2019
Board of Professional Engineers Appointees: Boza, Vivian, Gainesville Todd, Kenneth S., Jr., West Palm Beach	10/31/2019 10/31/2019	North Central Florida Regional Planning Council, Region 3 Appointee: Thomas, Lorene J., Old Town	10/01/2018
Board of Funeral, Cemetery, and Consumer Services Appointees: Anderson, Jean W., Tallahassee Bango, Frank, Miami Clark, Andrew D., Ocala Helm, Powell, Bradenton	09/30/2019 09/30/2019 09/30/2019 09/30/2019	Northeast Florida Regional Planning Council, Region 4 Appointees: Drew, John M., Confidential pursuant to s. 119.071(4), F.S. Johns, James Kenneth, St. Augustine van Eckert, Helga E., Palm Coast	10/01/2018 10/01/2018 10/01/2018 10/01/2018
Commission for Independent Education Appointees: Crocitto, Peter F., Jr., Palm City Kinchin, Thomas A., Graceville	06/30/2019 06/30/2018	Central Florida Regional Planning Council, Region 7 Appointee: Howerton, Donna, Sebring	10/01/2018
Board of Medicine Appointees: Averbhoff, Magdalena, Coral Gables Vila, Hector, Jr., Tampa	10/31/2019 10/31/2018	Board of Respiratory Care Appointees: Broeker, Craig N., Sanford Mitchell, Ronald E., Land O'Lakes	10/31/2019 10/31/2019
Board of Occupational Therapy Practice Appointees: Arthur, Paul Brandon, High Springs Banta, Caylee, Rockledge Hendriksen, Peter J., New Port Richey Ingram-Rice, Barbara C., Sarasota	10/31/2020 10/31/2019 10/31/2018 10/31/2016	State Retirement Commission Appointee: Napier, Thomas E., Tallahassee	12/31/2016
Board of Opticianry Appointees: Shannon, Byron Dale, Ocala Williams, Richard E., Panama City	10/31/2019 10/31/2019	Board of Professional Surveyors and Mappers Appointees: McLaughlin, Christopher Paul, Dunedin Schryver, David W., Port St. Lucie	10/31/2020 10/31/2020
Board of Optometry Appointees: Griffin, John Edmund, Tallahassee Kaplan, Stuart I., Ft. Myers Kepley, Stephen R., Vero Beach King, Christopher, Tallahassee	10/31/2018 10/31/2020 10/31/2019 10/31/2019	Board of Veterinary Medicine Appointees: Nelson, Rudd C., Lighthouse Point Powell, Sharon J., Ft. Myers	10/31/2019 10/31/2019
		Big Cypress Basin Board of the South Florida Water Management District Appointee: Williams, James E., Naples	03/01/2019
		Workers' Compensation Panel Appointee: Perdue, Tamela I., Tallahassee	Pleasure of Governor
		Referred to the Committee on Ethics and Elections.	
		<i>Office and Appointment</i>	<i>For Term Ending</i>
		Secretary of Health Care Administration Appointee: Senior, Justin M., Tallahassee	Pleasure of Governor
		State Surgeon General Appointee: Philip, Celeste, Tallahassee	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Health Policy; and Ethics and Elections.

Office and Appointment
 Secretary of Elderly Affairs
 Appointee: Bragg, Jeffrey S., Palm Harbor Pleasure of Governor

Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.

Office and Appointment
 Board of Directors, Enterprise Florida, Inc.
 Appointees: Deen Hartley, Sonya, Ft. Lauderdale 09/30/2019
 Keiser, Belinda, Parkland 09/30/2019
 Rood, John Darrell, St. Augustine 09/30/2019

Referred to the Committees on Commerce and Tourism; and Ethics and Elections.

Office and Appointment
 Florida Public Service Commission
 Appointee: Polmann, Donald J., Dunedin 01/01/2021

Referred to the Committees on Communications, Energy, and Public Utilities; and Ethics and Elections.

Office and Appointment
 Criminal Conflict and Civil Regional Counsel - First District Court of Appeal
 Appointee: Brower, Candice K., Confidential pursuant to s. 119.071(4), F.S. 09/30/2019
 Criminal Conflict and Civil Regional Counsel - Second District Court of Appeal
 Appointee: Neymotin, Ita M., Confidential pursuant to s. 119.071(4), F.S. 09/30/2019
 Criminal Conflict and Civil Regional Counsel - Third District Court of Appeal
 Appointee: Zenobi, Eugene F., Confidential pursuant to s. 119.071(4), F.S. 09/30/2019
 Criminal Conflict and Civil Regional Counsel - Fourth District Court of Appeal
 Appointee: Ryan, Antony Parker, Riviera Beach 09/30/2019
 Criminal Conflict and Civil Regional Counsel - Fifth District Court of Appeal
 Appointee: Deen, Jeffrey D., Confidential pursuant to s. 119.071(4), F.S. 09/30/2019
 Florida Commission on Offender Review
 Appointee: Wyant, David A., Confidential pursuant to s. 119.071(4), F.S. 06/30/2022

Referred to the Committees on Criminal Justice; and Ethics and Elections.

Office and Appointment
 Board of Governors of the State University System
 Appointee: Kitson, Sydney William, West Palm Beach 01/06/2017
 Board of Trustees, Florida A & M University
 Appointees: Dortch, Thomas W., Jr., Atlanta 01/06/2021
 Mills, Harold F., Windermere 01/06/2021
 Perry, Belvin, Jr., Confidential pursuant to s. 119.071(4), F.S. 01/06/2021
 Reed, Craig, Newtown Square 01/06/2021

Office and Appointment
 Board of Trustees, Florida Atlantic University
 Appointees: Davis, Shaun M., Weston 01/06/2021
 Dorman, Malcolm J., Boynton Beach 01/06/2021
 Moabery, Abdol, Delray Beach 01/06/2021
 Stilley, Robert J., Tequesta 01/06/2021
 Board of Trustees, University of Central Florida
 Appointees: Bradley, Kenneth W., Winter Park 01/06/2021
 Marchena, Marcos R., Orlando 01/06/2021
 Martins, Alexander, Winter Park 01/06/2021
 Sprouls, John R., Esquire, Windermere 01/06/2021
 Walsh, David M., Winter Springs 01/06/2021
 Board of Trustees, Florida State University
 Appointees: Burr, Edward E., Jacksonville Beach 01/06/2021
 Mateer, Craig C., Orlando 01/06/2021
 Board of Trustees, Florida Gulf Coast University
 Appointees: Cors, Darleen, Naples 01/06/2021
 Fogg, Joseph G., III, Naples 01/06/2021
 Montgomery, Johnny Leo, Naples 01/06/2021
 Board of Trustees, Florida International University
 Appointees: Armas, Jose, Coral Gables 01/06/2021
 Grant, Gerald C., Jr., Palmetto Bay 01/06/2021
 Puig, Claudia, Coral Gables 01/06/2021
 Sarnoff, Marc D., Miami 01/06/2021
 Board of Trustees, New College of Florida
 Appointees: Coleman, Audrey R., Bradenton 01/06/2021
 Lilly, John N., Minneapolis 01/06/2021
 Board of Trustees, Florida Polytechnic University
 Appointees: Bostick, R. Mark, Lake Wales 06/30/2020
 Dur, Philip A., Destin 06/30/2020
 Featherman, Sandra, Highland Beach 07/15/2020
 Martin, Frank T., Clermont 07/15/2020
 McCance, Henry F., Lake Wales 06/30/2020
 Otto, Clifford K., Lakeland 06/30/2019
 Board of Trustees, University of Florida
 Appointees: Heavener, James W., Winter Park 01/06/2021
 Hosseini, Morteza "Mori", Ormond Beach 01/06/2021
 Johnson, Leonard H., Dade City 01/06/2021
 Rosenberg, Jason J., Gainesville 01/06/2021
 Board of Trustees, University of North Florida
 Appointees: Gonzalez, Wilfredo J., Jacksonville 01/06/2020
 Hyde, Kevin E., Jacksonville 01/06/2021
 Joost, Stephen C., Jacksonville 01/06/2021
 McElroy, Paul E., Jacksonville 01/06/2021
 Wamble-King, Sharon, Jacksonville 01/06/2021
 Board of Trustees, University of South Florida
 Appointees: Carrere, Michael L., Tampa 01/06/2021
 Goforth, Stephanie E., Gulfport 01/06/2021
 Ramil, John B., Tampa 01/06/2021
 Stikeleather, James A., Tampa 01/06/2021
 Watkins, Nancy Hemmingway, Tampa 01/06/2021
 Board of Trustees, University of West Florida
 Appointees: Britton, Greg S., Navarre 01/06/2021
 Cleveland, David E., Gulf Breeze 01/06/2021
 Patel, Jayprakash S., Pensacola 01/06/2021
 Sires, Robert D., Crestview 01/06/2021

Referred to the Committees on Education; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Environmental Regulation Commission	
Appointees: Gummy, Frank B., III, Daytona Beach Shores	07/01/2017
McCarthy, James W., Ponte Vedra Beach	07/01/2019
Varn, Craig D., Tallahassee	07/01/2019
Governing Board of the Northwest Florida Water Management District	
Appointees: Costello, Jonathan M., Tallahassee Spring, Samuel R., Port St. Joe	03/01/2020 03/01/2020
Governing Board of the St. Johns River Water Management District	
Appointees: Bournique, Douglas C., Vero Beach	03/01/2020
Browning, John P., Jr., Palatka	03/01/2020
Governing Board of the South Florida Water Management District	
Appointees: Fernandez, Federico E., Coral Gables	03/01/2020
O'Keefe, Daniel T., Windermere	03/01/2020
Governing Board of the Southwest Florida Water Management District	
Appointees: Beswick, Bryan K., Arcadia	03/01/2020
Taylor, Mark Christopher, Brooksville	03/01/2020
Williamson, Michelle D., Dover	03/01/2020
Executive Director of Southwest Florida Water Management District	
Appointee: Armstrong, Brian J., San Antonio	Pleasure of the Board
Governing Board of the Suwannee River Water Management District	
Appointees: Jones, Gary F., Old Town	03/01/2020
Keith, Charles G., Confidential pursuant to s. 119.071(4), F.S.	03/01/2018
Quincey, Donald "Don", Chiefland	03/01/2020

Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director of Department of Veterans' Affairs	
Appointee: Sutphin, Glenn W., Jr., Tallahassee	Pleasure of Governor and Cabinet

Referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Tampa-Hillsborough County Expressway Authority	
Appointee: Barrow, Bennett H., Tampa	07/01/2019

Referred to the Committees on Transportation; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1528.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1530.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1762.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC16-2127

IN RE: CERTIFICATION OF NEED

FOR ADDITIONAL JUDGES.

[December 15, 2016]

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need for additional judges in fiscal year 2017/2018 and to certify our "findings and recommendations concerning such need" to the Legislature.¹ Certification is "the sole mechanism established by our constitution for a systematic and uniform assessment of this need." In re Certification of Need for Additional Judges, 889 So. 2d 734, 735 (Fla. 2004). In this opinion, we are certifying a need for twelve additional trial court judges and none in the district courts of appeal as discussed below. We are also decertifying the need for six county court judgeships.

TRIAL COURT JUDICIAL WORKLOAD STUDY

This year, we adjusted the trial court case weights due to the completion of a comprehensive workload study in the trial courts. This study validates trial court judges' observations expressed for the last several years; namely, that although filings may be in decline, workload has increased due to case complexity and other judicial obligations contained in statute or rule. A critical component of this effort was the time study that documented the work of over 900 trial court judges in all 20 judicial circuits. The time study documents the actual amount of time judges are spending on different cases and serves as the "what is" piece of judicial workload. We especially agree with Recommendation One of the Judicial Workload Assessment Final Report (Final Workload Report), which notes that "the Florida Legislature should consider creating new judgeships in the circuit courts and county courts where the weighted caseload model shows a need for additional judicial resources."² We also accept Recommendations Two and Three of the Final Workload Report, which advocate for updating the case weights every five years and conducting a secondary analysis of the impact of the factors enumerated in rule 2.240(b)(1)(B).³ We are considering Recommendations Four, Five, and Six, which address data related to problem-solving courts, conducting a workload assessment of staff attorneys,⁴ and evaluating the contribution and distribution of quasi-judicial resource officers,⁵ and have directed our staff to develop an implementation plan for how this might be accomplished, the cost, and a timeline for our consideration. Resources permitting, implementation of these last three recommendations will take time to fully achieve. Nonetheless, these supplemental resources are absolutely essential to the management of cases in the trial courts and the overall administration of justice in Florida.

It has been nine years since the case weights were last updated in 2007, with major intervening events such as the mortgage foreclosure crisis occurring in the interim. Further, while filings are generally in decline for most case types, we have received regular feedback from trial court judges throughout the state that cases have become more complex and take longer to dispose due to a variety of factors. Thus, it became imperative that we conduct a trial court workload study to ensure that the case weights are an accurate reflection of judicial workload.

Accordingly, in the fall of 2014, this Court directed the Office of the State Courts Administrator (OSCA) and the Commission on Trial Court Performance and Accountability's Court Statistics and Workload Committee (Statistics and Workload Committee) to conduct a Judicial Workload Study designed to review and update the trial court case weights used in the judicial certification process. This study builds upon our two previous efforts to evaluate trial court judicial workload, the 1999 Delphi Workload Study⁶ and the 2006-07 Judicial Resource Study.⁷ The first study established case weights for the trial courts; the second study resulted in updated case weights for use in the trial court judicial certification process.

In furtherance of this effort, the OSCA contracted with the National Center for State Courts (NCSC), which is nationally and internationally recognized for its expertise, to assist in evaluating judicial workload. The NCSC has conducted judicial workload assessments in 31 states to date,⁸ including the two previous Florida efforts cited above.

The study also included senior judges and quasi-judicial officers such as magistrates, child support enforcement hearing officers, and civil traffic infraction hearing officers. Quasi-judicial officers are essential to case processing as they assist judges with case dispositions. The workload study captures the actual amount of time quasi-judicial officers are contributing to trial court workload and in which case types. This type of workload information should prove very useful to the state courts system and Legislature as we continue to develop workload staffing models for those individuals who provide direct support to trial court judges.

JUDICIAL WORKLOAD STUDY METHODOLOGY

In order to properly evaluate trial court workload in Florida, a multi-phase methodology was developed. By design, the methodology was both quantitative and qualitative in nature and structured to allow for maximum trial court participation. The workload study was directed by an executive committee of 41 judges representing every judicial circuit. A one-month time study (quantitative component) involving all county court and circuit court judges along with all quasi-judicial officers occurred in October 2015. Site visits to eight judicial circuits, the distribution of a sufficiency of time survey to all trial court judges, and qualitative adjustment sessions comprise the qualitative aspect of the workload study. A full discussion of the workload study methodology follows.

In October 2014, the OSCA contracted with the NCSC to conduct a workload study of Florida's trial courts. Shortly thereafter, the 41-member judge committee, consisting of one circuit court judge and one county court judge from each circuit nominated by their respective chief judges, provided executive direction to the study. The committee, known as the Judicial Needs Assessment Committee (JNAC), was chaired by The Honorable Paul Alessandrini, County Court Judge, Charlotte County, who also serves as chair of the Court Statistics and Workload Committee. The JNAC reviewed and approved all of the methodological steps of the workload study including: determination of a standard judge day, determination of a standard judge year, identification of case and non-case related activities, delineation of case type categories, administration of time study process and results, implementation of qualitative adjustment process and results, assignment of final case weights, along with the establishment of a qualifying threshold methodology, and completion of a secondary workload factor analysis. In addition, the JNAC approved the workload assessment of senior judges and quasi-judicial officers such as magistrates, child support enforcement hearing officers, and civil traffic infraction hearing officers. The OSCA served as staff to the JNAC.

The JNAC provided regular communication about the intent, scope, and progress of the workload study to the chief judges and all trial court judges via e-mail, in-person presentations at quarterly judicial leadership meetings, and presentations by the JNAC chair and NCSC staff at the 2015 annual circuit court judges' and county court judges' education programs. To keep the legislative branch apprised of the JNAC's work, the Office of Program Policy and Government Accountability (OPPAGA) was notified on all meetings and provided copies of all meeting materials. Representatives from OPPAGA attended all JNAC and qualitative adjustment meetings.

TIME STUDY AND QUALITY ADJUSTMENT PROCESS

The workload assessment was conducted in two phases: a time study and a quality adjustment process. A one-month time study⁹ was conducted in which all circuit court judges, county court judges, senior

judges, magistrates, child support enforcement hearing officers, and civil traffic infraction hearing officers were asked to participate. Judges and quasi-judicial officers were asked to record their time in five-minute increments for all case and non-case related activity. Statewide, 582 circuit court judges and 309 county court judges participated in the time study, for a participation rate of 97 percent. In addition, 83 senior judges, 118 magistrates, and 150 hearing officers tracked their time, for a participation rate of 96 percent. The inclusion of senior judges and quasi-judicial officers in the time study makes this the most comprehensive judicial workload study ever conducted in Florida.

As noted in the Final Workload Report, the time study is empirically based in that it captures the actual amount of time judges spend on case and non-case related activity each day, "including night and weekend work associated with signing warrants and acting as a 'duty' judge, hearing preliminary matters in criminal, juvenile delinquency, juvenile dependency, and Orders for Protection Against Violence cases."¹⁰ All judges were asked to record the time spent hearing cases at each court level such as county court judges hearing cases in circuit court. Using a web-based tool developed by the NCSC, all participants uploaded their time each day using the case and non-case related categories approved by the JNAC. To enhance their experience and maximize data quality, participants were encouraged to view an interactive training module. Project staff from the NCSC were also available to provide technical assistance via the telephone or e-mail for the entirety of the time study. A preliminary set of case weights was identified as a result of the time study. Those preliminary weights were then used by subject matter experts during the qualitative adjustment process.¹¹

This second key step in the workload assessment, the qualitative adjustment process, was designed to ensure that the final case weights allow sufficient time for efficient and effective case processing. The qualitative adjustment process included: (1) a statewide sufficiency of time survey that asked judges about the amount of time currently available to perform various case-related and non-case-related tasks; (2) site visits to eight judicial circuits by the JNAC chair, NCSC and OSCA staff; and (3) a structured quality review of the case weights by a set of subject matter expert groups comprised of experienced judges from across the state of Florida. The qualitative adjustment documents "what should be," and is a very important step in the workload study. Over the last several years, this Court has repeatedly heard from chief judges, as well as circuit court judges and county court judges from across the state, that although filings are generally down in nearly all case types, their workload has grown due to a variety of factors. Among those factors cited are increases in case complexity, the need to document considerably more findings of fact, as well as expanding and more extensive statutory and rule requirements.

The sufficiency of time survey was designed to receive judicial feedback on concerns related to current practice. Specifically, within certain case types, judges were asked to identify particular tasks, if any, where additional time would improve the quality of justice.¹² The survey solicited feedback on case and non-case related work and provided judges with the opportunity to freely comment on their workload, including time required on canvassing boards.¹³ Fifty-one percent of circuit court judges and 47 percent of county court judges completed the survey.¹⁴ As cited in the final workload study report, a number of areas were identified by the judges as benefiting from additional time. In circuit criminal cases, pretrial motions and trials were frequently mentioned as areas where more time would improve the quality of justice. "In civil cases, circuit court judges consistently selected dispositive pretrial motions, including conducting hearings and preparing findings and orders, and pretrial and scheduling conferences."¹⁵ "In family law cases, circuit court judges indicated that cases would benefit from additional time to conduct trials and final hearings and to prepare findings and orders related to trials and motions for modification."¹⁶ "Circuit court judges also expressed a need to devote more time to legal research. County court judges cited the impact of cases involving self-represented litigants, pretrial motions in criminal cases, criminal trials, and preparing findings and orders in civil cases."¹⁷

Another element of the qualitative adjustment process included site visits to multiple circuits. In December 2015, the JNAC chair and staff from the NCSC and OSCA visited eight judicial circuits¹⁸ to receive in-person judicial feedback on factors that judges encounter in processing their cases. The circuits visited represent small, medium, large, and extra-large courts. Some of the circuits visited comprise a single county (e.g., Seventeenth Judicial Circuit), whereas others are multi-county (e.g., Fourteenth Judicial Circuit). During the site visits, structured interviews were conducted with the chief judge, trial court administrator, and judges from every division and level of court. The interview process allowed staff to document judicial concerns about case processing practices and procedures, as well as receive feedback on resource constraints that may be affecting judicial effectiveness. Several key

themes emerged from the site visits, including the critical nature of staff attorneys for legal research and case managers for case processing, along with a general and repeated assessment that many cases are becoming more complex.

As noted above, judges view staff attorneys as an essential supplemental resource to effective case processing. One judge quoted in the final report notes that “staff attorneys are critical for motion practice issues, both criminal and civil.” Also noted in the final workload report, “staff attorneys perform many research, writing, and case management tasks which enhance both the efficiency and quality of judicial decision-making.”¹⁹ Other essential tasks performed by staff attorneys documented in the final workload report include work on “motions for post-conviction relief, drafting orders, researching legal issues related to motions, assisting with dismissals for lack of prosecution, monitoring filings in probate and guardianship cases, and acting as ‘gatekeepers’ to prevent ex parte communications.”²⁰ Judges in several jurisdictions reported long delays in accessing the services of staff attorneys for research assignments. These delays have caused judges to limit their own research requests. Also mentioned in the Final Workload Report, “county court judges have limited access to staff attorneys but believe they would benefit from research on more complex cases such as insurance cases.”²¹

Case managers were also cited by the judges as being an invaluable resource. The site visits affirm the consistent judicial feedback this Court has received about the value of case managers, both from experienced family law judges and those judges presiding over real property cases during the mortgage foreclosure crisis. As noted in the Final Workload Report, “judges rely on case managers to monitor cases for activity and identify cases that are not advancing so that appropriate action can be taken.”²² Absent case managers, judges or their staff attorneys must perform these functions themselves, or, alternatively, if they are too busy with the actual adjudication component, cases may take longer to dispose. Nearly all circuit court judges and county court judges interviewed reported a need for additional case managers. Their observations are consistent with the narrative in our Legislative Budget Requests over the last several years where we have documented in our requests this need for funding for additional case managers.

Another critical finding of the site visits is that cases are becoming increasingly complex. Both circuit court judges and county court judges noted that case complexity is a challenge. In county court, insurance cases are being aggressively litigated. Often these cases require legal research and compare to circuit court cases in their complexity.²³ As cited in the Final Workload Report, “in family and juvenile cases filed in circuit court, the number of issues requiring specific findings of fact has increased, the extra judicial time spent addressing these issues in orders can increase stability for families by reducing the number of cases overturned on appeal.”²⁴ “In circuit civil cases, judges observed that the volume of discovery requested has increased and cases with larger amounts in controversy often involve more hearings.”²⁵ Also cited in the Final Workload Report, “in circuit criminal cases, judges report that tougher mandatory minimum sentences have increased the amount of motion practice as well as trial rates.”²⁶

In addition to the sufficiency of time survey and site visits, NCSC staff also facilitated a series of Delphi²⁷ qualitative adjustment group sessions with circuit court judges and county court judges in February 2016. Six Delphi groups of between eight and thirteen judges representing different circuit sizes met to review and adjust the preliminary case weights. A total of 65 experienced judges (three or more years of judicial experience) participated. The groups focused on a particular division of court including circuit civil, circuit criminal, family and juvenile, probate, county criminal, and county civil.²⁸ An overview of the process used to create the preliminary weights and a review of the sufficiency of time survey results were provided by NCSC staff.²⁹ Each group participated in a systematic review of the preliminary case weights using a modified Delphi process.³⁰

This consensus-based review of the case weights was “designed to ensure that all recommended adjustments were reasonable and would produce specific benefits such as improvements in public safety, cost savings, increases in procedural justice, and improved compliance with court orders.”³¹

Several of the family and civil Delphi sessions recommended increasing the time devoted to pretrial case management, the rationale being that time spent at the beginning of a case will result in earlier disposition times in some cases and narrow the issues for trial in others. As mentioned in the Final Workload Report, “the family and juvenile groups recommended allocating additional time to assess the needs of children and families to identify services and resources, allow sufficient

time for self-represented litigants to understand the legal process, and to write more detailed findings and orders that thoroughly address all statutory requirements.”³² In criminal cases, the Delphi groups “recommended adding time for legal research, longer plea colloquies, and contested hearings.”³³

The county court Delphi groups recommended additional time for legal research and writing in criminal cases, complex insurance cases, criminal traffic cases involving serious bodily injury or fatalities, and in post-judgment motions related to eviction cases.³⁴ Appendix C of the Final Workload Report provides a full description and detailed rationales for all recommended adjustments.

The JNAC met on March 3, 2016, to review the entire workload methodology, including the major findings and recommendations. Three factors contribute to the calculation of judicial need in the weighted caseload model: filings, case weights, and judge year value.³⁵ The JNAC adopted the judge year value of 215 days, which is the number of days each year that judges are available to work, excluding weekends, holidays, vacation, and sick leave.³⁶ According to the NCSC, the judge year in 25 other states ranges from 200 to 226 days. Florida’s judge year of 215 days is the median of the 25 states that have conducted judicial workload assessments. The JNAC also adopted the judge day value, which represents the amount of time each judge has available for case-related work during each workday.³⁷ The total workday for circuit court judges is eight and one-half hours and includes six hours of case-related work, one and one-half hours of non-case related work including administration and travel, and one hour for lunch. The total workday for county court judges is eight and one-half hours and includes five hours for case related work on county court cases, one hour for case related work on circuit court cases, one and one-half hours on non-case related work, and one hour for lunch.³⁸

The JNAC adopted new recommendations proposed by the NCSC not previously used by the Court in its evaluation of trial court workload, including a chief judge adjustment for time spent by chief judges performing administrative matters³⁹ and time spent by county court judges serving on county election canvassing boards.⁴⁰ The JNAC also accepted all quality adjustments to the preliminary case weights. As noted in the final workload report, “in the aggregate, the Delphi adjustments result in a combined increase in circuit and county court judicial workload of about two percent.”⁴¹ Exhibit 6 located on page 17 of the Final Workload Report illustrates the final cases weights adopted by the JNAC.

The NCSC recommended, and the JNAC adopted, a new threshold methodology for when a circuit or county would qualify for a new judgeship. As discussed in the Final Workload Report, “to provide a common yardstick for jurisdictions of all sizes and to assist in directing additional judicial resources to the jurisdictions with the greatest relative need, a majority of the JNAC voted to adopt the following rules:

1. In any court where the ratio of judicial need to existing positions is greater than 1.10, additional judicial positions should be allocated to bring the ratio below 1.10.
2. In any court where the ratio of judicial need to existing positions is between 1.10 and 0.90, no change to the number of judicial positions is recommended.
3. In any court where the ratio of judicial need to existing positions is below 0.90, judicial positions should be subtracted until the ratio is above 0.90, unless subtracting positions brings the ratio above 1.10.”⁴²

As noted in the Final Workload Report, “in the First Judicial Circuit, 24 judges are currently handling the work of 27.95 judges or 1.16 full time equivalent (FTE) per judge. Adding a single judge would bring the ratio to 1.12 FTE, still in excess of 1.10. Adding two judges would reduce the ratio to 1.08, below the 1.10 threshold.”⁴³ This recommendation is significantly more rigorous and conservative than our previous 0.50 threshold. In fact, this new threshold requires that all judges within a county or circuit court collectively absorb 10 percent additional workload before qualifying for a new judgeship. In practical terms, this means that judges must share excess workload, leaving each judge with a total of 1.10 full-time equivalent of judicial work prior to being considered for a new judgeship.

In addition to the new workload threshold, the JNAC adopted a secondary analysis recommendation designed to identify other workload factors present in a county or circuit that may affect judicial workload. Several additional factors such as jury trials, foreign language interpretations, and geographic size of a circuit are currently listed in Florida Rule of Judicial Administration 2.240(b)(1)(B). In addition to those currently cited in the rule, the JNAC recommended consideration of other factors such as the existence of alternative problem-solving courts, prosecutor and law enforcement practices, “the location of correctional facilities, hospitals, universities, the quality and scope of court

technology, ensuring access to justice, and variations in the amount of judicial work associated with election canvassing boards.⁷⁴⁴

The Judicial Workload Study was significant not only for documenting the work of trial court judges, but also for capturing the contributions of senior judges, as well as quasi-judicial officers such as magistrates, child support enforcement hearing officers, and civil traffic infraction hearing officers. Each of these groups participated in the time study, with an overall participation rate of 96 percent. The work of these quasi-judicial officers is critical to the overall management of court workload. This study and its data provide significant insight as to the use of quasi-judicial officers and their contribution to judicial workload. It will prove invaluable in future years as we attempt to establish workload staffing models across circuits.

As described in the Final Workload Report, “[s]enior judges are retired judges who have agreed to accept assignments to temporary judicial duty to fill-in for long-term judicial absences (e.g., illness or death) and to assistance with excess workload (e.g., Foreclosure cases).⁷⁴⁵

“Magistrates are judicial officers appointed by the court to assist the work of Circuit court judges. Magistrates hold formal court hearings providing recommendations to judges in the areas of family law, support enforcement, juvenile dependency, mental health, and guardianship.⁷⁴⁶

“Child Support Enforcement Hearing Officers are attorneys who have been appointed by administrative order of the court. The hearing officers are typically used in family court to take testimony and recommend decisions in cases involving the establishment, enforcement, and/or modification of child support as well as paternity matters.⁷⁴⁷

“Civil Traffic Infraction Hearing Officers are contractual employees (also attorneys) that serve on a part-time basis to provide back-up to judges by hearing and making decisions in non-criminal traffic matters. These hearing officers typically serve in county court, and the decisions they make can be appealed to a regular sitting judge.⁷⁴⁸

As documented in the Final Workload Report, the time study revealed that “senior judges perform more than 460,000 minutes of work on Real Property cases each year, suggesting that some jurisdictions use senior judges to preside over specialty foreclosure dockets.⁷⁴⁹ “Magistrates perform some of the family law work accompanying dissolution, paternity, other domestic relations, juvenile dependency cases, as well as commitment and guardianship cases. Hearing officers handle 72 percent of the total judicial work associated with civil traffic infractions and 78 percent of work on child support cases.⁷⁵⁰ Exhibit 14c of the Final Workload Report converts the workload of quasi-judicial officers into case weights and provides a more complete picture of the overall judicial resources devoted to each type of case.⁷⁵¹ Without the availability of these supplemental judicial resources, it is anticipated that case processing times would be significantly longer.

JUDICIAL WORKLOAD STUDY RECOMMENDATIONS

The Court reviewed the Judicial Workload Study recommendations and has adopted Recommendations One, Two, and Three, which address the new case weights, a periodic review of the case weights, and consideration of secondary factors that may be impacting judicial workload.⁷⁵² The workload study used calendar year data for 2012, 2013, and 2014. However, during this analysis we used projected case filings through fiscal year 2017/2018 in accordance with rule 2.240(b)(1)(A)(i) and rule 2.240(b)(1)(A)(ii). Using the objective threshold standard and judgeship requests submitted from the lower courts, we have examined case filing and disposition data, conducted a secondary analysis of judicial workload indicators, and used the final adjusted case weights from the workload study. We have also incorporated an allowance for administrative time spent by chief judges, county court judge time spent on county election canvassing boards, and the new, more rigorous, threshold for qualifying for a new judgeship. Applying this methodology, this Court certifies the need for twelve judgeships statewide, four in circuit court and eight in county court. See Appendix. We are also decertifying six county court judgeships. See Appendix.

CIRCUIT COURT WORKLOAD

A key finding of the Judicial Workload Study is validation of the long-held belief of many trial court judges that their workload has increased over the last several years. The time study and quality review process associated with the case weight development documents that cases are taking longer to dispose due to a variety of factors as previously mentioned. This finding is essential and illustrates the necessity for a regular review of the judicial case weights (i.e., every five years) via a time study. Moreover, the rigorous threshold recommended by the JNAC and adopted by this Court reflects the fact that, notwithstanding that cases are more complex and take longer to dispose, filings across all court divisions remain in decline. Thus, the 41 trial court judges who provided

executive direction to the Judicial Workload Study recommended, and we agree, that all judges within a circuit are obligated to help each other with their respective workloads, thereby ensuring that the full measure of judicial capacity is applied to all judicial workload. This new threshold emphasizes the collective nature of addressing judicial workload by requiring judges to work together to fully leverage all available judicial resources. We adopt this recommendation and encourage all trial court judges to embrace its inherent intent as it is prudent, reasonable, and fair.

In their judicial needs applications, the chief judges identified a number of factors that continue to impact judicial workload in the circuit courts. For example, the continued expansion and proliferation of problem solving courts (e.g., Adult Drug Court, Veterans’ Courts, Mental Health Courts) contribute significantly to judicial workload as they are labor intensive, requiring multiple hearings for each defendant, typically over a lengthy period of time. Indeed, Recommendation Four of the Final Workload Report indicates that we adopt a data reporting mechanism for problem-solving courts to better assess the workload associated with these types of cases. The Court agrees with this recommendation and is committed to developing a system that documents this workload in Florida.

The chief judges have also noted that the number and frequency of court-interpreting events impact case disposition times. Florida is an ethnically and culturally diverse state with thousands of non-English speaking residents who access our courts each year, and this demand is expected to increase in coming years. This Court is mindful of the demographic changes occurring in Florida and has implemented rigorous steps to ensure that the quality of court-interpreting services remains high by requiring credentialed interpreters to provide interpreting services⁷⁵³ and also by implementing video remote interpreting services across circuits using credentialed employees and contractors. Moreover, we are very encouraged by the preliminary results of our Virtual Remote Interpreting pilot program and have identified several key advantages to its possible expansion, including: (1) containing the need for additional full-time equivalent positions and contractual dollars; (2) providing for the use of credentialed interpreters to conduct interpretations; (3) providing greater scheduling flexibility for our judges; and (4) leveraging court-interpreting resources across judicial circuits.

The application of this technology demonstrates the court system’s commitment to contain costs, innovate, and improve service delivery within this due process element. Similar efforts are occurring using software applications such as Open Court and the Integrated Case Management System developed by the Eighth Judicial Circuit. Both of these software platforms are open source and have tremendous potential for cost containment and the avoidance of vendor lock-in issues associated with the purchase of specialized technology. We encourage the Legislature to favorably consider our Legislative Budget Request for technology as it demonstrates the judicial branch’s commitment to apply technology in our service delivery staffing models, thereby minimizing our requests for additional full-time equivalent positions.

The chief judges have also advised us of a notable need for more staff attorneys, primarily in circuit court and to a lesser extent in county court. This observation was verified during the site visits to eight judicial circuits during the workload study. There is significant workload associated with postconviction relief motions in circuit criminal divisions. Similarly, complex legal issues need to be researched in circuit civil divisions. Much of this preliminary research is more efficiently performed by staff attorneys who provide direct legal support to judges.

The same rationale holds true for our case management positions. Circuit court judges repeatedly advised both NCSC members and our staff during the workload study site visits how invaluable case managers are to keeping dockets current. Many of these positions are assigned to provide support in family law, problem solving courts, and mortgage foreclosure cases, and are essential to ensuring that all documents and related paperwork are filed and complete so judges can move cases to disposition. The absence of these critical support positions often leads to case processing delays.

On a related matter, chief judges have advised us that because in-court administrative staff has either been reduced or eliminated due to budget reductions, many trial court judges are now performing in-court administrative duties such as managing the court record, handling exhibits, swearing witnesses, filing documents, and making notations in the case management systems. Judges performing ministerial and administrative functions is not a good use of judicial time and supports our contention that circuit court judges need additional administrative/case management assistance that is best supplied by case managers.

Several of the chief judges also advised that they are experiencing difficulty in securing senior judges to serve within their circuits. While the Court believes that our senior judge day allotment may be sufficient, we remain concerned that the one-year sit-out provision for retiring judges is impacting the court system’s ability to secure senior judges in different regions throughout the state. We encourage the Legislature to revisit the one-year sit-out requirement as it is detrimental to Florida’s court system and the administration of justice.

In consideration of the chief judges' requests and by applying the new case weights and secondary factors to circuit court workload, we certify the need for one circuit court judgeship in the Fifth Judicial Circuit and three circuit court judgeships in the Ninth Judicial Circuit.

COUNTY COURT WORKLOAD

One of the key findings of the Final Workload Study is the documentation of circuit court work performed by county court judges. It is significant and widespread throughout the state and is testimony to county court judges making prominent contributions to assisting with the overall workload within a circuit. In fact, their contribution in circuit court is now codified into the standard judge day for county court judges, which allocates one hour each day for presiding over circuit court matters.

Another key finding of the Final Workload Study is the time spent by county court judges on election canvassing boards. This work can be considerable, especially during gubernatorial and presidential election years. This is a much needed improvement to our workload methodology.

During the site visits, two key themes emerged in staff discussion with the county court judges. First, personal injury protection insurance cases, commonly referred to as PIP cases, are taking an ever-increasing amount of judicial time. Frequently, they are heavily litigated and often result in a jury trial, which requires considerable judicial time. Indeed, some of the county court judges recommend that we modify our existing case types by creating a separate case type and weight for these types of cases for future workload assessments. We take that recommendation under advisement. Second, many of the county court judges interviewed indicated an increasing need for access to staff attorney assistance as civil cases in county court are becoming more complex, requiring considerable legal research and analysis.

The Final Workload Study revealed a positive need for eight county court judges disbursed over six counties with a demonstrable need. However, the study also revealed a negative net need of 14 county court judges disbursed over nine counties, meaning there is insufficient workload for the current number of judges in those counties. Our own analysis, using projected filings data, supports the original findings of the workload study; namely, that there is a positive need for additional county court judges in some counties and a surplus of county court judges in other counties. However, to better assess whether we should decertify any of these county court judgeships, we conducted an analysis of secondary factors identified by the chief judge of each affected county, via the judicial needs application, that might militate against decertification, such as geography, number of branch courthouses, access to justice concerns, and others factors listed in the Florida Rules of Judicial Administration.⁵⁴ Accordingly, we are certifying the need for one additional county court judgeship each in Citrus County, Flagler County, Palm Beach County, Broward County, and Lee County, and three additional county court judgeships in Hillsborough County.

We are also decertifying county court judgeships in the following counties: one county court judgeship in Pasco County, one county court judgeship in Putnam County, one county court judgeship in Monroe County, one county court judgeship in Brevard County, one county court judgeship in Charlotte County, and one county court judgeship in Collier County. Over the next twelve months, we will be closely monitoring the judicial workload of several other counties⁵⁵ that demonstrate a negative need, but also identified supplemental factors recognized both in rule and by the NCSC's recommended methodology which militate against decertification, to determine whether additional decertifications should occur in next year's certification of need opinion. The Court does not take this step lightly; rather, we do so recognizing that we must remain consistent in our application of the workload methodology and our obligations under Article V, section 9, of the Florida Constitution.

SELF-REPRESENTED LITIGANTS

This Court remains concerned about the ability to meet the needs of self-represented litigants and the impact a lack of representation has on access to justice and the administration of the court system. Indeed, many of the trial court judges interviewed during the Final Workload Study commented on the impact of self-represented litigants in their courtrooms. Their impact was also cited by the chief judges in their judicial needs applications. Self-represented litigants are frequently unprepared for the rigors of presenting evidence, following rules of procedure, and generally representing themselves in court, often creating additional work for trial judges. Increased judicial involvement in cases where one or more parties self-represent is essential to assure fair and impartial access to courts, but entails lengthier hearings, rescheduled hearings, and court delay. The impact of case processing to ensure self-represented litigants have access to justice occurs in both circuit court and county court and was affirmed by the Final Workload Study. To better evaluate this need and impact separate and apart from the Final Workload Study, this Court appointed a Florida Commission on Access to Civil Justice, which is discussed below.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice was created via administrative order on November 14, 2014. The Commission was "established to study the remaining unmet civil legal needs of disadvantaged, low income, and moderate income Floridians. The Commission is charged with considering Florida's legal assistance delivery system as a whole, including but not limited to staffed legal aid programs, resources and support for self-represented litigants, limited scope representation, pro bono services, innovative technology solutions, and other models and potential innovations."⁵⁶

Over the last two years, the Commission and its committees have met regularly. To address the Commission's charges, the Chief Justice initially created five subcommittees: Outreach, Access to and Delivery of Legal Services, Continuum of Services, Technology, and Funding. Three projects emanating from these committees, which have generated considerable optimism, are the implementation of a gateway portal, the expanded use of emeritus attorneys, and the adoption of a cy pres⁵⁷ rule or statute.⁵⁸ A fourth project under development and initiated by the Judicial Management Council, called Do-It-Yourself Florida, provides for automated interviews designed to assist self-represented litigants with creating their own petitions which, once complete, can then be submitted through the Florida Courts E-Filing Portal. The original term of the Commission was extended until September 30, 2016.⁵⁹ The final report for the Commission's initial term is available through this Court's website.⁶⁰

On October 10, 2016, the Court issued an administrative order⁶¹ re-establishing the Florida Commission on Access to Civil Justice as a standing commission. In our press release, we note that the permanent Commission will "study the remaining unmet civil legal needs of disadvantaged, low income and moderate income Floridians." The administrative order directs the Commission to examine the issue from all perspectives and not be limited to the viewpoint of any one institution. The Commission is to consider staffed legal aid programs, resources designed to help people representing themselves, legal advice specifically limited to a single issue in a case, pro bono services, technology solutions, and other models and potential innovations. It is our long-term aspiration that improvements to court access will have a positive impact on our future need for additional judicial resources.

DISTRICT COURTS OF APPEAL

In September 2014, the Commission on District Court of Appeal Performance and Accountability (DCA Commission) began the process of reviewing relative case weights for district court judges, as directed in In re Commission on District Court of Appeal Performance and Accountability, Fla. Admin. Order No. SC14-41 (Fla. July 2, 2014). The Supreme Court charged the DCA Commission with reviewing "workload trends of the district courts, specifically relative case weights for judicial workload as required by rule 2.240(b)(2)(B)(ii), Florida Rules of Judicial Administration." Previous reviews by the DCA Commission occurred initially in 2006, and subsequently in 2009. The 2009 review resulted in a modifier for the First District Court of Appeal to address workload issues in the category of "Notice of Appeal – Administrative (Other)."⁶² After studying the issue, the DCA Commission recommended revising the relative case weights, removing the modifier for the First District Court of Appeal, and reviewing the weighted case disposition threshold of 280 cases per judge.

At the Court's direction, the DCA Commission subsequently reviewed both the weighted case disposition threshold methodology established in 2005 and current data applied to the methodology, and recommended that the threshold be revised to 315 cases per judge. Additionally, the commission recommended that a review process for the threshold be established, following a four-year cycle similar to that of the relative case weights, and that rule 2.240(b)(2)(B) be amended to remove the specific threshold number of 280 and provide for a four-year review cycle. The Court approved the revised relative case weights, removal of the modifier, the revised weighted case disposition threshold, and the four-year review cycle. Rule 2.240(b)(2)(B) was also amended to remove the specific threshold number and provide for the review cycle. We are not certifying a need for additional district court judges during this certification cycle, as our review, applying the updated relative case weights methodology, indicates adequate resources.

Using the updated relative case weights and applying the new case disposition threshold of 315 cases per judge, the Court finds that the Third District Court of Appeal may be overstaffed by one judge. We also observe that, unlike the other four districts, the Third District Court of Appeal does not employ a central staff model to assist with judicial workload. These appear to be legacy issues that require our continued attention. While we recognize the need for flexibility in the deployment of resources within a district court, we also see the value and merit in having similar workload models (i.e., presence of central staff) across districts as the work of the district courts is more similar than dissimilar. As with the trial court workload methodology and our obligations under Article V, section 9, of the Florida Constitution, we must be

vigilant as to the deployment of judicial resources. We have communicated our concerns to the chief judge of the Third District Court of Appeal and have asked for a response. We will keep the Legislature apprised of our analysis in next year's certification of need opinion.

CONCLUSION

We have conducted both a quantitative and qualitative assessment of trial court judicial workload. Using the new case weights developed in the Judicial Workload Study and the application of other factors identified in Florida Rule of Judicial Administration 2.240, we certify the need for twelve additional trial court judges in Florida, consisting of four in circuit court and eight in county court, as set forth in the appendix to this opinion. We are also recommending the decertification of six county court judgeships, also identified in the appendix.

With the help of staff from the National Center for State Courts, Florida's trial courts have spent the last 18 months evaluating judicial workload. This has been an extensive effort involving the participation of over 900 trial court judges representing all 20 judicial circuits. We have applied a rigorous methodology designed to evaluate both quantitative and qualitative aspects of judicial work, including: (1) appointment of an executive committee comprised of 41 trial court judges, two from each judicial circuit; (2) participation in a one-month time study with a 97 percent participation rate; (3) execution of a sufficiency of time survey; (4) site visits to eight judicial circuits; (5) a qualitative adjustment process involving 65 experienced judges; and (6) final review and approval of the adjusted case weights along with additional recommendations such as a higher and more conservative threshold for qualifying for a new judgeship.

The workload study has been a massive judicial branch undertaking and demonstrates our commitment to full documentation and transparency in the evaluation of judicial workload. It has now been ten years since Florida last received funding for new trial court judges. We are mindful that the mortgage foreclosure crisis and other intervening events impacted the state's fiscal health. Since those crises are waning, we strongly encourage the Legislature to fund the new judgeships identified in this opinion.

The Court extends its sincere thanks and appreciation to The Honorable Paul Alessandrini, Chair of the Judicial Workload Study; all members of the Judicial Needs Assessment Committee who provided executive direction; all circuit court judges and county court judges for their participation in the time study and qualitative adjustment process; and all senior judges and quasi-judicial officers, who took part in the time study. We also thank project staff at the National Center for State Courts for their diligent work and collaboration with our staff in the completion of this critical work.

It is so ordered.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON, and PERRY, J.J., concur.

Original Proceeding – Certification of Need for Additional Judges

APPENDIX

Trial Court Need

Circuit	Circuit Court Certified Judges	County	County Court Certified Judges	County Court Decertified Judges
1	0	N/A	0	0
2	0	N/A	0	0
3	0	N/A	0	0
4	0	N/A	0	0
5	1	Citrus	1	0
6	0	Pasco	0	1
7	0	Flagler Putnam	1 0	0 1
8	0	N/A	0	0
9	3	N/A	0	0
10	0	N/A	0	0
11	0	N/A	0	0
12	0	N/A	0	0
13	0	Hillsborough	3	0
14	0	N/A	0	0
15	0	Palm Beach	1	0
16	0	Monroe	0	1
17	0	Broward	1	0
18	0	Brevard	0	1
19	0	N/A	0	0

Circuit	Circuit Court Certified Judges	County	County Court Certified Judges	County Court Decertified Judges
20	0	Charlotte Collier Lee	0 0 1	1 1 0
Total	4	Total	8	6

1. Article V, section 9, of the Florida Constitution provides in pertinent part:

Determination of number of judges.—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need.

2. Id. at 34.

3. Id. at 34.

4. We have amended Recommendation Five to include an assessment of case managers in addition to staff attorneys.

5. Id. at 35.

6. See Florida Delphi-based Weighted Caseload Project Final Report published in January 2000, available at <http://www.flcourts.org/core/fileparse.php/260/urlt/DelphiFullReport.pdf>.

7. See Judicial Resource Study conducted in Fiscal Year 2006/2007, available at http://www.flcourts.org/core/fileparse.php/260/urlt/JRSReport_final.pdf.

8. See Workload Assessment, National Center for State Courts, available at http://www.ncsc.org/Topics/Court-Management/Workload-and-Resource-Assessment/~/_link.aspx?_id=EDC38EAB25094528-B6178E6B7FE72D81&_z=z.

9. The time study occurred from September 28 through October 25, 2015.

10. See Florida Judicial Workload Assessment Final Report at 8, May 16, 2016, available at http://www.floridasupremecourt.org/pub_info/documents/2016-NCSC-Florida-Workload-Study.pdf.

11. See Delphi Method, RAND Corporation, available at <http://www.rand.org/topics/delphi-method.html>.

12. See Florida Judicial Workload Assessment Final Report at 13, available at http://www.floridasupremecourt.org/pub_info/documents/2016-NCSC-Florida-Workload-Study.pdf.

13. Id.

14. Id.

15. Id.

16. Id.

17. Id.

18. Judicial circuits visited: First (Pensacola), Fourth (Jacksonville), Fifth (Ocala), Eighth (Gainesville), Tenth (Lakeland), Fourteenth (Panama City), Fifteenth (West Palm Beach), and Seventeenth (Ft. Lauderdale).

19. See Workload Final Report at 14, available at http://www.floridasupremecourt.org/pub_info/documents/2016-NCSC-Florida-Workload-Study.pdf.

20. Id.

21. Id.

22. Id.

23. Id.

24. Id. at 15.

25. Id.

26. Id.

27. The Delphi method is a structured iterative process for decision-making by a panel of experts; in this instance, judges.

28. Id.

29. Id.

30. Id.

31. Id. at 15.

32. Id. at 15-16.

33. Id. at 16.

34. Id.

35. Id. at 18.

36. Id.

37. Id. at 19.

38. Id.

39. Id. at 20.

40. Id.

41. Id. at 16.

42. Id. at 26.

43. Id.

44. Id. at 27.

45. Id. at 28.

46. Id. at 27.

47. Id. at 28.

48. Id.

49. Id.

50. Id.

51. Id. at 31.

52. Id. at 34.

53. See In re Amends. to Fla. Rules for Certification & Regulation of Spoken Language Court Interpreters, 176 So. 3d 256, 257 (Fla. 2015).

54. See Fla. R. Jud. Admin. 2.240(b)(1)(B).

55. Alachua, Brevard, Escambia, Leon, Monroe, Pasco, and Polk counties.

56. See In re: Fla. Comm'n on Access to Civil Justice, Fla. Admin. Order No. AOSC14-65 (Fla. Nov. 24, 2014).

57. The cy pres doctrine permits a court to award any unallocated, unclaimed, or undeliverable funds from a class action settlement or judgment to a non-profit organization. See "Commission on Access to Civil Justice Submits Final Report," Full Court Press, Summer 2016 Issue, Office of the State Courts Administrator, available at http://www.flcourts.org/core/fileparse.php/295/urlt/001186-Summer2016_FCP.pdf.

58. For a more thorough discussion of these projects, see id.

59. See In re: Fla. Comm'n on Access to Civil Justice, Fla. Admin. Order No. AOSC16-27 (Fla. June 13, 2016).

60. See Florida Commission on Access to Civil Justice Final Report (June 30, 2016), available at <http://www.flaccessjustice.org/wp-content/uploads/2016/06/ATJ-Final-Report-Court-06302016-ADA.pdf>.

61. See In re: Fla. Comm'n on Access to Civil Justice, Fla. Admin. Order No. AOSC16-71 (Fla. Oct. 10, 2016).

62. "Notice of Appeal – Administrative (Other)" is defined as any appeal from an administrative agency other than an unemployment appeal from the Reemployment Assistance Appeals Commission.

COMMITTEES OF THE SENATE

(With Revisions)

Agriculture

Senator Perry, Chair; Senator Rader, Vice Chair; Senators Grimsley, Powell, and Steube

Appropriations

Senator Latvala, Chair; Senator Flores, Vice Chair; Senators Bean, Benacquisto, Book, Bracy, Bradley, Brandes, Braynon, Gainer, Galvano, Gibson, Grimsley, Montford, Powell, Simmons, Simpson, and Stargel

Appropriations Subcommittee on Criminal and Civil Justice

Senator Bean, Chair; Senator Bracy, Vice Chair; Senators Baxley, Clemens, and Perry

Appropriations Subcommittee on the Environment and Natural Resources

Senator Bradley, Chair; Senator Book, Vice Chair; Senators Braynon, Hukill, Hutson, Mayfield, and Stewart

Appropriations Subcommittee on Finance and Tax

Senator Stargel, Chair; Senator Garcia, Vice Chair; Senators Campbell, Rodriguez, and Steube

Appropriations Subcommittee on General Government

Senator Grimsley, Chair; Senator Bean, Vice Chair; Senators Broxson, Campbell, Garcia, Mayfield, Rodriguez, Rouson, and Torres

Appropriations Subcommittee on Health and Human Services

Senator Flores, Chair; Senator Stargel, Vice Chair; Senators Artiles, Baxley, Book, Passidomo, Powell, and Rader

Appropriations Subcommittee on Higher Education

Senator Galvano, Chair; Senator Simmons, Vice Chair; Senators Bradley, Clemens, Farmer, and Lee

Appropriations Subcommittee on Pre-K - 12 Education

Senator Simmons, Chair; Senator Young, Vice Chair; Senators Broxson, Farmer, Grimsley, Lee, Montford, and Rouson

Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Brandes, Chair; Senator Powell, Vice Chair; Senators Artiles, Benacquisto, Gainer, Gibson, Passidomo, Rader, Simpson, and Thurston

Banking and Insurance

Senator Flores, Chair; Senator Steube, Vice Chair; Senators Bracy, Braynon, Farmer, Gainer, Garcia, Mayfield, and Thurston

Children, Families, and Elder Affairs

Senator Garcia, Chair; Senator Torres, Vice Chair; Senators Artiles, Broxson, Campbell, and Stargel

Commerce and Tourism

Senator Montford, Chair; Senator Gainer, Vice Chair; Senators Gibson, Hutson, Latvala, Passidomo, Rodriguez, and Young

Communications, Energy, and Public Utilities

Senator Artiles, Chair; Senator Montford, Vice Chair; Senators Broxson, Campbell, Clemens, Perry, Stargel, and Young

Community Affairs

Senator Lee, Chair; Senator Clemens, Vice Chair; Senators Bean, Brandes, Campbell, Perry, Rodriguez, and Simmons

Criminal Justice

Senator Bracy, Chair; Senator Baxley, Vice Chair; Senators Bean, Bradley, Brandes, Clemens, and Rouson

Education

Senator Hukill, Chair; Senator Mayfield, Vice Chair; Senators Farmer, Galvano, Lee, Simmons, Simpson, Stewart, and Thurston

Environmental Preservation and Conservation

Senator Book, Chair; Senator Bradley, Vice Chair; Senators Farmer, Hutson, Latvala, Simmons, and Stewart

Ethics and Elections

Senator Passidomo, Chair; Senator Grimsley, Vice Chair; Senators Bean, Braynon, Lee, Rodriguez, and Torres

Governmental Oversight and Accountability

Senator Baxley, Chair; Senator Artiles, Vice Chair; Senators Galvano, Grimsley, Rader, Rouson, and Stewart

Health Policy

Senator Young, Chair; Senator Passidomo, Vice Chair; Senators Book, Hukill, Hutson, Montford, and Powell

Judiciary

Senator Steube, Chair; Senator Benacquisto, Vice Chair; Senators Bracy, Flores, Garcia, Gibson, Mayfield, Powell, and Thurston

Military and Veterans Affairs, Space, and Domestic Security

Senator Gibson, Chair; Senator Broxson, Vice Chair; Senators Bradley, Stargel, and Torres

Regulated Industries

Senator Hutson, Chair; Senator Hukill, Vice Chair; Senators Benacquisto, Bracy, Brandes, Braynon, Gibson, Perry, Steube, Thurston, and Young

Rules

Senator Benacquisto, Chair; Senator Thurston, Vice Chair; Senators Book, Bradley, Brandes, Braynon, Flores, Galvano, Latvala, Lee, Montford, and Simpson

Transportation

Senator Gainer, Chair; Senator Rouson, Vice Chair; Senators Baxley, Hukill, and Rader

Joint Legislative Committees:

Joint Administrative Procedures Committee

Senator Rader, Alternating Chair; Senators Artiles, Campbell, Gainer, and Perry

Joint Committee on Public Counsel Oversight

Senator Broxson, Alternating Chair; Senators Clemens, Hukill, Steube, Stewart, Torres, and Young

Joint Legislative Auditing Committee

Senator Mayfield, Alternating Chair; Senators Baxley, Gibson, Passidomo, and Thurston

Joint Select Committee on Collective Bargaining

Senator Powell, Alternating Chair; Senators Baxley, Grimsley, Passidomo, and Rouson

Other Legislative Entity:

Joint Legislative Budget Commission

Senator Latvala, Alternating Chair; Senators Benacquisto, Braynon, Flores, Galvano, Powell, and Simpson

CONTESTED SEAT

Credentials Committee Appointed

Debbie Brown
Secretary of the Senate
Suite 405 Capitol
404 South Monroe St.
Tallahassee, FL 32399

December 6, 2016

Dear Secretary Brown:

A Notice of Contest has been timely filed by Ron Berman, the Republican nominee in Senate District 30, who was defeated by Senator Bobby Powell in the General Election on November 8, 2016.

Based on the requirements of Senate Rule 1.24, I hereby appoint the following Senators to the Credentials Committee, who shall consider the question and report their recommendations to the President.

Lizabeth Benacquisto, Chair
Rob Bradley
Bill Galvano
Bill Montford
Perry Thurston

The staff of the Senate Committee on Rules is assigned to the Committee. The Committee will dissolve upon the submission of their report.

Sincerely,

Joe Negron
President

Credentials Committee Dissolved

Debbie Brown
Secretary of the Senate
Suite 405 Capitol
404 South Monroe St.
Tallahassee, FL 32399

January 9, 2017

Dear Secretary Brown:

The Notice of Contest timely filed by Ron Berman, the Republican nominee in Senate District 30, who was defeated by Senator Bobby Powell in the General Election on November 8, 2016, has been withdrawn.

With no additional business to consider, the Credentials Committee, established on December 6, 2016, pursuant to Senate Rule 1.24, is hereby dissolved.

Sincerely,

Joe Negron
President

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 11, 2016, Regular Session; and November 22, 2016, Organization Session were corrected and approved.

ADJOURNMENT

Pursuant to the motion by Senator Benacquisto previously adopted, upon dissolution of the joint session at 12:05 p.m., the Senate adjourned for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Wednesday, March 8 or upon call of the President.

SENATE PAGES

March 6-10, 2017

Nicolas Carter, Longwood; Abigail Farmer, Lighthouse Point; Elise Farr, Tallahassee; Liam Fineout, Tallahassee; Michael Goggans, Lakeland; Yaatie Graham, Miami; Xandré McCleary, Orlando; Tiffany McClelland, Titusville; Peyton Moxam, Winter Haven; Jacob Sandler, Delray Beach; James Tanner, Tampa; John "Kole" VanAernam, Cross City; Jacob Vetter, Port Charlotte; Anaysia Williams, Miami



Journal of the Senate

Number 2—Regular Session

Wednesday, March 8, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—39:

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

Excused: Senator Hukill

PRAYER

The following prayer was offered by Associate Pastor Robert Sutton, Winkler Road Baptist Church, Fort Myers:

Dear Heavenly Father, I'm thankful that you're a God that hears and answers prayer. Thank you for this wonderful opportunity to stand in this chamber and call upon your name to bless these servants of the people of the State of Florida.

You've commanded in your word that we are to pray for all those in authority over us that we might lead a quiet and peaceable life. Our Father, I pray that you would grant each one wisdom as they serve this great state. I pray that you would prepare them in minds and hearts to do their public duty. We ask that you give them clean hands, pure hearts, and sound minds to serve you and your people and to make our state a better place for the glory of your name.

Give them peace of soul when their thoughts and their plans are right. Disturb them when they drift from what is best. Lead them in the paths of righteousness and truth that they may do justly, love mercy, and walk humbly with our God.

I pray that you would bless this day, that you'd bless our great state, and God, please bless America.

In Jesus' name we pray. Amen.

PLEDGE

Senate Pages, Kole VanAernam of Cross City; Abigail Farmer of Lighthouse Point; Jacob Sandler of Delray Beach; and Anaysia Williams of Miami, 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. Yan Makeyev of Orange Park, sponsored by Senator Bradley, as the doctor of the day. Dr. Makeyev specializes in hematology/oncology.

SPECIAL ORDER CALENDAR

SB 500—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2017 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2017 shall be effective immediately upon publication; providing that general laws enacted during the 2016 regular session and prior thereto and not included in the Florida Statutes 2017 are repealed; providing that general laws enacted after the 2016 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 500** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 502—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 102.031, 106.24, 120.595, 190.046, 212.08, 215.555, 215.619, 215.985, 253.034, 288.9936, 316.003, 316.545, 316.613, 320.08, 322.121, 373.042, 373.414, 373.4592, 373.707, 376.3071, 393.18, 393.501, 394.461, 400.925, 402.3025, 409.9201, 413.207, 413.402, 440.185, 459.022, 491.0046, 497.458, 499.015, 499.036, 499.83, 553.79, 571.24, 625.111, 627.0629, 627.42392, 627.6562, 627.7074, 633.216, 655.960, 744.20041, 790.065, 832.07, 893.0356, 893.13, 921.0022, 932.7055, 1002.385, 1003.42, 1006.195, 1012.796, and 1013.40, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary

repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 502** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 504—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 212.08(7)(hhh), 216.292(8), 322.1415, 388.261(4)(b), 400.9986, 403.1832(2), 409.912(1), (3), and (7), and 720.303(13), F.S., amending ss. 20.435 and 320.08058, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2017 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending ss. 213.053, 220.192, 322.21, 377.703, 409.91195, 409.91196, 409.962, 641.19, and 641.386, F.S., to conform cross-references; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **CS for SB 504** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 506—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 73.073, 110.2037, 250.116, 250.40, 257.12, 258.015, 258.15, 261.06, 265.703, 267.075, 267.173, 267.1735, 288.1082, 288.774, 288.776, 311.07, 375.065, and 379.2402, F.S., and repealing s. 217.14, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser’s bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 506** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 480—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote, **SB 480** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Galvano—

CS for CS for SB 2—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business

programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one “2+2” Targeted Pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; revising the conditions for differential tuition; amending s. 1009.53, F.S.; authorizing a student to use funds appropriated in the General Appropriations Act for summer term enrollment for Florida Academic Scholars awards; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing initial and renewal scholarship student eligibility criteria; specifying award amounts and distributions; requiring the department to issue the awards annually; requiring institutions to certify certain information and remit any remaining funds to the department by a specified timeframe; requiring the department to maintain program data; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal year; amending s. 267.062, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was read the second time by title.

Senator Clemens moved the following amendment which failed:

Amendment 1 (424158)—Delete line 118 and insert:

(b) *For the 2017-2018 academic year, a 125 percent-of-normal-time program completion and graduation rate and, for the 2018-2019 academic year, a 100 percent-of-normal-time program completion and*

Senator Farmer moved the following amendments which failed:

Amendment 2 (891426) (with directory and title amendments)—Between lines 147 and 148 insert:

(2) Each fiscal year, the amount of funds available for allocation to the Florida College System institutions based on the performance-based funding model shall consist of the state’s investment in performance funding plus institutional investments consisting of funds to be redistributed from the base funding of the Florida College System Program Fund as determined in the General Appropriations Act. The State Board of Education shall establish minimum performance funding eligibility thresholds for the state’s investment and the institutional investments. A Florida College System institution that meets the eligibility thresholds for both the state’s investment and the institutional investment shall receive its proportionate share of the state’s performance-based investment based on its ranking among all eligible institutions. An institution that meets the minimum institutional in-

vestment eligibility threshold, but fails to meet the minimum state investment eligibility threshold, shall have its institutional investment restored but is ineligible for a share of the state’s investment in performance funding. The institutional investment shall be restored for all institutions eligible for the state’s investment under the performance-based funding model.

And the directory clause is amended as follows:

Delete lines 107-108 and insert:

Section 2. Subsections (1) and (2) of section 1001.66, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete line 6 and insert: performance-based incentives; requiring certain institutions to receive a proportionate share of the state’s performance-based investment; amending s. 1001.67,

Amendment 3 (440968)—Delete lines 157-160 and insert:

(a) A 125 ~~150~~ percent-of-normal-time completion rate of 50 percent or higher, as calculated by the Division of Florida Colleges.

(b) A 125 ~~150~~ percent-of-normal-time completion rate for

Amendment 4 (934886) (with title amendment)—Delete line 294 and insert:

University System. The performance-based metrics must include *graduation rates until June 30, 2018, after which time they must instead include 4-*

And the title is amended as follows:

Delete line 20 and insert: specified graduation rates beginning on a specified date; creating s. 1004.6497,

Senators Galvano and Braynon offered the following amendment which was moved by Senator Galvano:

Amendment 5 (869454) (with title amendment)—Delete line 298 and insert:

the added value of a baccalaureate degree; access, *with benchmarks that reward institutions with significantly higher access rates*; and other

And the title is amended as follows:

Delete line 20 and insert: specified graduation rates and access benchmarks; creating s. 1004.6497,

Senator Braynon moved the following amendment to **Amendment 5 (869454)** which was adopted:

Amendment 5A (725836)—Delete lines 6-7 and insert: *benchmarks that reward institutions with access rates at or above 50 percent*; and other

Amendment 5 (869454), as amended, was adopted.

Senator Galvano moved the following amendment which was adopted:

Amendment 6 (433696) (with directory and title amendments)—Between lines 555 and 556 insert:

(b) A proposal developed pursuant to paragraph (a) shall be submitted in accordance with *the public notification requirements of subsection (20) and guidelines established by the Board of Governors*. Approval by the Board of Governors of such proposals ~~proposal~~ must be made in accordance with ~~the provisions of~~ this subsection. *By October 1, 2017, each state university board of trustees shall adopt a block tuition and fee policy, pursuant to subparagraph (a)3., for implementation by the fall 2018 academic semester and submit the policy, including, but not limited to, information on the potential impact of the policy on students, to the Board of Governors. By December 1, 2017, the Chancellor of the State University System shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a summary report of such policies, the status of the board’s review and approval of*

such policies, and the board's recommendations for improving block tuition and fee benefits for students.

And the directory clause is amended as follows:

Delete line 520 and insert:

Section 14. Subsection (13), paragraphs (a) and (b) of subsection

And the title is amended as follows:

Delete line 63 and insert: time; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; revising the conditions for differential

Senator Clemens moved the following amendment which failed:

Amendment 7 (231668) (with title amendment)—Delete lines 671-714 and insert:
burden on the citizens of the state. ~~Because the William L. Boyd, IV, Florida Resident Access Grant Program is not related to a student's financial need or other criteria upon which financial aid programs are based, it is the intent of the Legislature that the William L. Boyd, IV, Florida Resident Access Grant Program not be considered a financial aid program but rather a tuition assistance program for its citizens.~~

(2) The William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access Grant Program* shall be administered by the Department of Education. The State Board of Education shall adopt rules for the administration of the program.

(3) The department shall issue through the program a William L. Boyd, IV, *Effective Access to Student Education Florida resident access grant* to any full-time degree-seeking undergraduate student registered at an independent nonprofit college or university which is located in and chartered by the state; which is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; which grants baccalaureate degrees; which is not a state university or Florida College System institution; and which has a secular purpose, so long as the receipt of state aid by students at the institution would not have the primary effect of advancing or impeding religion or result in an excessive entanglement between the state and any religious sect. Any independent college or university that was eligible to receive tuition vouchers on January 1, 1989, and which continues to meet the criteria under which its eligibility was established, shall remain eligible to receive William L. Boyd, IV, *Effective Access to Student Education Florida resident access grant* payments.

(4) A person is eligible to receive such William L. Boyd, IV, *Effective Access to Student Education Florida resident access grant* if:

(a) He or she meets the general requirements, including residency, for student eligibility as provided in s. 1009.40, except as otherwise provided in this section; and

(b)1. He or she is enrolled as a full-time undergraduate student at an eligible college or university;

2. He or she is not enrolled in a program of study leading to a degree in theology or divinity; and

3. He or she is making satisfactory academic progress as defined by the college or university in which he or she is enrolled.

Priority in awarding William L. Boyd, IV, Effective Access to Student Education grants must be given to eligible students who demonstrate a financial need.

And the title is amended as follows:

Delete line 74 and insert: Florida Resident Access Grant Program; requiring that students who demonstrate a financial need be given priority in the awarding of grants; amending s.

Senator Farmer moved the following amendment which failed:

Amendment 8 (692246) (with title amendment)—Between lines 1053 and 1054 insert:

Section 25. For the 2017-2018 fiscal year, the sum of \$5.1 million in nonrecurring funds from the General Revenue Fund is appropriated to the Department of Education to expand need-based scholarships and grants for students who attend public postsecondary institutions in this state. These funds shall be divided evenly between students at Florida College System institutions and State University System institutions who are eligible to participate in a need-based program under part III of chapter 1009, Florida Statutes.

And the title is amended as follows:

Delete line 100 and insert: the Division of Law Revision and Information; providing an appropriation;

Pursuant to Rule 4.19, **CS for CS for SB 2**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, **SB 500, SB 502, CS for SB 504, SB 506, and SB 480** were ordered immediately certified to the House.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, March 8, 2017: SB 500, SB 502, CS for SB 504, SB 506, SB 480, CS for CS for SB 2.

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

The Committee on Judiciary recommends the following pass: SB 878

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 678

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 442

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Ethics and Elections recommends the following pass: SB 914

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Ethics and Elections recommends the following pass: SB 954

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

The Committee on Ethics and Elections recommends the following pass: SJR 882

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

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 118

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 454; SB 730

The bills with committee substitute attached were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 430

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 536

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

The Committee on Judiciary recommends committee substitutes for the following: SB 24; SB 30

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 738

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 660

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 380; SB 498

The Committee on Criminal Justice recommends a committee substitute for the following: SB 624

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

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 144

The Committee on Criminal Justice recommends a committee substitute for the following: SB 608

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 350

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: SB 78; SB 376

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 164; SB 7010

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Flores—

CS for SB 24—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 30—A bill to be entitled An act for the relief of Erin Joynt by Volusia County; providing for an appropriation to compensate Erin Joynt for injuries sustained as a result of the negligence of an employee of Volusia County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Criminal Justice; and Judiciary; and Senator Steube—

CS for CS for SB 118—A bill to be entitled An act relating to criminal history records; prohibiting a person or entity engaged in publishing or disseminating arrest booking photographs from soliciting or accepting a fee or other payment to remove the photograph; requiring a person or entity, within a specified timeframe, to remove an arrest booking photograph after receipt of a written request; authorizing a person to bring a civil action to enjoin such publishing of a photograph; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing applicability; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of criminal history records; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senators Garcia, Campbell, and Perry—

CS for SB 144—A bill to be entitled An act relating to the use of wireless communications devices while driving; amending s. 316.305, F.S.; revising the legislative intent relating to the authorization of law enforcement officers to stop motor vehicles and issue citations to persons who are texting while driving; deleting a provision requiring that enforcement of the Florida Ban on Texting While Driving Law be accomplished only as a secondary action; requiring deposit of fines into the Emergency Medical Services Trust Fund; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Mayfield—

CS for SB 380—A bill to be entitled An act relating to unsafe tires; creating s. 501.977, F.S.; prohibiting the installation, for compensation, of certain tires on specified motor vehicles; specifying what constitutes an unsafe used tire; providing that violations of the act are deceptive and unfair trade practices; providing an effective date.

By the Committee on Banking and Insurance; and Senators Bean and Flores—

CS for SB 430—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; requiring third-party entities that contract with providers to administer or provide platforms for discount plans to be licensed as discount plan organizations; amending s. 636.206, F.S.; conforming provisions to changes made by the act; requiring discount plan organizations to maintain, for a specified timeframe, certain records in a form accessible to the Office of Insurance Regulation during an examination or investigation; amending s. 636.208, F.S.; conforming provisions to changes made by the act; specifying periodic charge reimbursement and other requirements for discount plan organizations following membership cancellation requests; amending s. 636.212, F.S.; requiring discount plan organizations and marketers to provide specified disclosures to prospective members before enrollment; authorizing discount plan organizations and marketers to make other disclosures; requiring prospective members to acknowledge acceptance of disclosures before enrollment; specifying requirements for disclosures made in writing or by electronic means; revising requirements for disclosures made by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to charge and form filings; conforming a provision to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound by acts of its marketers within the scope of the delegation; amending s. 636.230, F.S.; conforming provisions to changes made by the act; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; conforming a provision to changes made by the act; deleting rulemaking authority of the Financial Services Commission as to the establishment of certain standards; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 454—A bill to be entitled An act relating to the regulation of insurance companies; amending s. 215.555, F.S.; deleting a future repeal of an exemption of medical malpractice insurance premiums from certain emergency assessments by the State Board of Administration relating to the Florida Hurricane Catastrophe Fund; amending s. 625.012, F.S.; revising the allowable assets of insurers relating to specified levied assessments; amending s. 627.062, F.S.; revising requirements for certain rate filings by medical malpractice insurers; amending s. 627.0645, F.S.; adding certain medical malpractice insurance to casualty insurance excluded from an annual base rate filing requirement for rating organizations; amending s. 627.4035, F.S.; revising the methods of paying premiums for insurance contracts; authorizing an insurer to impose a specified insufficient funds fee if certain premium payment methods are returned, declined, or cannot be processed; amending s. 627.421, F.S.; providing that an electronically delivered document in an insurance policy meets formatting requirements for printed documents under certain conditions; amending s. 627.7295, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Young—

CS for SB 498—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities must be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms “practice of surveying and mapping” and “subordinate”; amending s. 472.013, F.S.; revising the stan-

dards for when an applicant is eligible to take the licensure examination to practice as a surveyor and mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement; revising the requirements for a certain notice relating to insurance coverage; amending s. 472.018, F.S.; revising the continuing education requirements for new licensees and license renewal; authorizing the board to provide by rule the method of delivery of, criteria for, and provisions to carryover hours for continuing education requirements; deleting a requirement that the board approve courses; requiring the board to issue cease and desist orders and enact certain penalties for continuing education providers failing to conform to board rules; requiring the department to establish a system for the administration of continuing education requirements adopted by the board; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.033, F.S.; specifying that the department may initiate an investigation if it has reasonable cause to believe that a person is engaged in the practice of surveying and mapping without a license; amending s. 472.0351, F.S.; specifying that disciplinary actions may be taken for the unlicensed practice of surveying and mapping; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage multiple offices; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class “K” licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of Class “G” or Class “K” applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class “G” licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; conforming a cross-reference; revising the circumstances under which certain licensees may carry a concealed firearm; revising the conditions under which the department may issue a temporary Class “G” license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the department; requiring the department to temporarily suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; making technical changes; deleting a provision requiring that if a license is suspended, revoked, or expired for at least 1 year, that the applicant must submit proof of certain training before issuance of a new license; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, rather than just completion of such training; amending s. 501.013, F.S.; providing that a program or facility offered by an organization for the exclusive use of its employees and their family members is not subject to certain health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no sales solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; redefining the term “weights and measures” to exclude taximeters and digital networks; amending s.

531.61, F.S.; deleting certain taximeters from a permitting requirements for commercially operated or tested weights or measures instruments or devices; repealing s. 531.63(2)(g), F.S.; relating to maximum permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, of a brand must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the registration and renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; revising the license fees to obtain or renew such license; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 536—A bill to be entitled An act relating to unclaimed funds held by the clerks of court; repealing s. 43.19, F.S., relating to the deposit of unclaimed funds with the Chief Financial Officer to the credit of the State School Fund; amending s. 45.032, F.S.; deleting a definition; requiring the clerk to report as unclaimed property a surplus under certain circumstances; specifying who is entitled to a surplus under certain circumstances; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Clemens—

CS for SB 608—A bill to be entitled An act relating to decreasing penalties for certain criminal acts; amending s. 316.1301, F.S.; deleting a criminal penalty prohibiting a person on a public street or highway from carrying a white or white tipped with red cane or walking stick unless the person is totally or partially blind; amending s. 316.2956, F.S.; decreasing the penalty for a person who sells or installs sun-screening material in violation of specified provisions; amending s. 316.646, F.S.; decreasing the penalty for a person who is required to maintain certain motor vehicle insurance coverage and who presents proof of insurance knowing that such insurance is not currently in force; amending s. 318.14, F.S.; decreasing the penalty for a person who willfully refuses to accept and to sign a citation indicating a promise to appear in a hearing; amending s. 322.03, F.S.; decreasing the penalty for a resident of this state who operates a commercial motor vehicle without possessing a commercial driver license under certain circumstances; amending s. 322.055, F.S.; decreasing the period for revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges for certain persons convicted of certain drug offenses; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; amending s. 562.14, F.S.; decreasing the penalty for selling, consuming, serving, or allowing to be served in a place having a license between midnight and 7 a.m. the next day; amending s. 562.50, F.S.; decreasing the penalty for selling, giving away, disposing of, exchanging, or bartering certain beverages or articles with a habitual drunkard after receiving notice from a family member about such person's condition; amending s. 812.014, F.S.; increasing the minimum monetary value of stolen property for the crime of grand theft of the third degree; increasing the maximum monetary value for grand theft of the third degree involving theft of property from a dwelling or its unenclosed curtilage; increasing the maximum value for petit theft of the first degree; revising the list of offenses that make up grand theft of the third degree; deleting a criminal penalty for petit theft by an offender who has two or

more prior theft convictions; amending s. 832.05, F.S.; revising threshold amounts for offenses involving giving worthless checks, drafts, and debit card orders; amending s. 832.062, F.S.; revising the threshold amount for offenses involving payments to the Department of Revenue; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming cross-references; reenacting ss. 318.18(3)(f) and 318.21(4), F.S., relating to amounts of penalties and disposition of civil penalties by county courts, respectively, to incorporate the amendment made to s. 316.1301, F.S., in references thereto; reenacting s. 320.02(5)(a), relating to proof of insurance coverage, to incorporate the amendment made to s. 316.646, F.S., in a reference thereto; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 538.23(2), 550.6305(10), 634.319(2), 634.421(2), 636.238(3), 642.038(2), 705.102(4), 812.015(2), 812.0155(1) and (2), 812.14(4), (7), and (8), and 893.138(3), F.S., relating to adverse possession without color of title, criminal history checks for certain employees, clinic responsibilities, investigating suspected criminal violations or fraudulent activity related to theft, moneys received by contractors, violations and penalties, theft and penal sanctions for theft, reporting and accounting for funds, penalties for specified violations, reporting lost or abandoned property, second or subsequent conviction for petit theft, suspension of driver license following an adjudication of guilt for theft, theft of utility services, and local administrative action to abate a stolen-property-related public nuisance, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Steube—

CS for SB 624—A bill to be entitled An act relating to body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies that permit law enforcement officers to wear body cameras to establish policies and procedures that include a provision permitting a law enforcement officer using a body camera to review body camera footage before taking certain actions; providing an effective date.

By the Committee on Banking and Insurance; and Senator Passidomo—

CS for SB 660—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption; authorizing lienholders to make a request for judicial notice of final orders entered in bankruptcy cases; providing construction; providing applicability; providing an effective date.

By the Committee on Banking and Insurance; and Senator Passidomo—

CS for SB 730—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; au-

thorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; defining terms; providing applicability; requiring that specified large deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting claims for postjudgment interest accrued after the date of liquidation; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

By the Committee on Banking and Insurance; and Senators Mayfield and Steube—

CS for SB 738—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations; reports of examinations, operations, or condition, including working papers; and certain materials supplied by governmental agencies are exempt from s. 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and limited service affiliates, as made by SB 736, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

ENROLLING REPORTS

SCR 1528 and SCR 1762 have been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 8, 2017.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 7 was corrected and approved.

CO-INTRODUCERS

Senators Baxley—SB 1204; Book—SB 442; Braynon—SB 954; Broxson—SB 1536; Campbell—SB 366; Gibson—SB 666, SB 964; Hutson—SB 1536, SB 1590; Mayfield—SB 150, SB 436, SB 580, SJR 910, SB 912, SB 1378, SB 1590; Montford—SB 442; Perry—SB 144; Rodriguez—SB 158, SB 1682; Young—SB 516

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:46 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Thursday, March 9 or upon call of the President.



Journal of the Senate

Number 3—Regular Session

Thursday, March 9, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—36:

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

Excused: Senators Artiles, Book, and Hukill

PRAYER

The following prayer was offered by Pastor A.D. Lenoir, Sr., Westview Baptist Church, Westview:

Father, we thank you now for this time and we thank you for this session. We thank you, Father, because if it had not been for you, we couldn't be here today. You woke us up this morning and you started us on our way. You've been merciful unto us. We thank you, Father, if we've committed any sins, please forgive us for those, whether they be sins of commission or omission. Restore us back to a rightful fellowship today.

We thank you for this Senate. We thank you for the leaders. More importantly, we thank you for our Senator of District 38. Father, we ask now as this session begins, that our minds will come together and we will be connected by the responsibilities that we hold through our constituents. Then, Father, we even ask that all of those that are connected behind the scenes—the staff, the workers, and the volunteers—that you will empower them and give them strength. Father, we will never forget that it is because of you that we are here. So help us to do what is right and respond righteously to our Christian responsibilities. Give us strength to do what we must do to advance your kingdom.

In Jesus' name, we pray. And the people of God said, "Amen."

PLEDGE

Senate Pages, James Tanner of Tampa; Liam Fineout of Tallahassee; Tiffany McClelland of Titusville; and Peyton Moxam of Winter Haven, 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. Mannpreet Phambri-Komal of Orange Park, sponsored by Senator Bradley, as the doctor of the day. Dr. Phambri-Komal specializes in family medicine.

BILLS ON THIRD READING

CS for CS for SB 2—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2+2" Targeted Pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; revising the conditions for differential tuition; amending s. 1009.53, F.S.;

authorizing a student to use funds appropriated in the General Appropriations Act for summer term enrollment for Florida Academic Scholars awards; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing initial and renewal scholarship student eligibility criteria; specifying award amounts and distributions; requiring the department to issue the awards annually; requiring institutions to certify certain information and remit any remaining funds to the department by a specified timeframe; requiring the department to maintain program data; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal year; amending s. 267.062, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

—as amended March 8, was read the third time by title.

On motion by Senator Galvano, **CS for CS for SB 2**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—1

Clemens

Vote after roll call:

Yea—Mr. President

Vote preference:

March 15, 2017: Yea—Artilles

SPECIAL ORDER CALENDAR

SB 280—A bill to be entitled An act relating to sentencing for capital felonies; amending ss. 921.141 and 921.142, F.S.; requiring jury unanimity rather than a certain number of jurors for a sentencing recommendation of death; reenacting ss. 775.082(1)(a), 782.04(1)(b), and 794.011(2)(a), F.S., relating to the punishment for a conviction of a capital felony, procedures for determining a sentence of death or life imprisonment, and sexual battery, respectively, to incorporate the amendment made to s. 921.141, F.S., in references thereto; reenacting s. 893.135(1)(b), (c), (d), (e), (f), (g), (h), (i), (j), (k), and (l), F.S., relating to the punishments for capital drug trafficking felonies, to incorporate the amendment made to s. 921.142, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Bracy, by two-thirds vote, **SB 280** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote preference:

March 15, 2017: Yea—Artilles

On motion by Senator Bradley—

CS for SB 128—A bill to be entitled An act relating to self-defense immunity; amending s. 776.032, F.S.; providing that the state has the burden of proving that a defendant is not immune from prosecution under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Thurston moved the following amendments which failed:

Amendment 1 (469290)—Delete line 36 and insert:
proves by a preponderance of the evidence that the defendant is not

Amendment 2 (145872)—Delete line 36 and insert:
proves by clear and convincing evidence that the defendant is not

Senator Simmons moved the following amendment which was adopted:

Amendment 3 (310738)—Delete lines 37-38 and insert:
immune.

Pursuant to Rule 4.19, **CS for SB 128**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, **SB 280** was ordered immediately certified to the House.

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, March 9, 2017: SB 280 and CS for SB 128.

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

The Committee on Judiciary recommends the following pass: SB 898

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 662

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Judiciary recommends the following pass: SB 616

The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 802

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

The Committee on Rules recommends the following pass: CS for SB 352; SB 7004

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: SB 494

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 736

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

The Committee on Education recommends a committee substitute for the following: SB 392

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 532

The bill with committee substitute attached was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 596

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 550

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 788

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends the following pass: CS for SB 220

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 7006; SB 7008

The Appropriations Subcommittee on Higher Education recommends the following pass: SB 256

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

The Appropriations Subcommittee on the Environment and Natural Resources recommends a committee substitute for the following: CS for SB 234

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 16-129 (Executive Order of Suspension)

WHEREAS, Chris Blair is presently serving as Sheriff of Marion County, Florida; and

WHEREAS, on May 20, 2016, Chris Blair was arrested and charged by Indictment with two counts of Perjury in an Official Proceeding, a third-degree felony in violation of section 837.02, Florida Statutes, and one count of Official Misconduct, a third-degree felony in violation of section 838.022(1), Florida Statutes; and

WHEREAS, Article IV, Section 7 of the Florida Constitution authorizes the Governor to suspend from office any county officer for the commission of a felony; and

WHEREAS, it is in the best interests of the residents of Marion County, and the citizens of the State of Florida, that Chris Blair be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution, find as follows:

A. Chris Blair is, and at all times material hereto was, serving as Sheriff of Marion County, Florida.

B. The office of Sheriff of Marion County is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7 of the Florida Constitution.

C. The attached Indictment, which is incorporated as if fully set forth herein, alleges Chris Blair committed felony offenses in violation of the Laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Chris Blair is suspended from the public office, which he now holds, to wit: Sheriff of Marion County, Florida.

Section 2. Chris Blair is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at The Capitol, Tallahassee, Florida, this 20th day of May, 2016.

Rick Scott
GOVERNOR

Referred to the Committees on Education; and Ethics and Elections.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Education; and Senators Hukill, Garcia, and Simpson—

CS for SB 392—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 494—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; reordering and amending s. 961.02, F.S.; making technical changes; defining the term “violent felony”; amending s. 961.04, F.S.; revising the circumstances under which a wrongfully incarcerated person is not eligible for compensation under the Victims of Wrongful Incarceration Compensation Act; amending s. 961.06, F.S.; providing that a wrongfully incarcerated person who commits a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of status as a wrongfully incarcerated person and of eligibility for compensation, to incorporate the amendment made to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to determination of entitlement to compensation, application for compensation for a wrongfully incarcerated person, and an alternative application for compensation for a wrongfully incarcerated person, respectively, to incorporate the amendment made to s. 961.06, F.S., in references thereto; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Galvano, Stewart, Benacquisto, Rouson, Book, and Young—

CS for SB 532—A bill to be entitled An act relating to public notification of pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of a reportable pollution release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring owners or operators to provide notice when a reportable pollution release migrates outside the property boundaries of the installation; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide required notice; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Bracy—

CS for CS for SB 550—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; providing that the personal identifying information of a witness to a murder remains confidential and

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections on March 7, 2017.]

The Honorable Joe Negron
President of the Senate
409, The Capitol
Tallahassee, Florida 32399-1100

March 9, 2017

Re: Suspension of:
BLAIR, Chris
Sheriff of Marion County, Florida

Dear President Negron:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Chris Blair.

By Executive Order Number 16-129 filed with the Secretary of State on May 23, 2016, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Chris Blair as Sheriff of Marion County, Florida, alleging that he committed two counts of Perjury in an Official Proceeding in violation of s. 837.02, Florida Statutes, and one count of Official Misconduct in violation of s. 838.022(1), F.S. Mr. Blair entered into a deferred prosecution agreement wherein he agreed to resign from office and to not run for Sheriff in the Fifth Judicial Circuit again. On July 29, 2016, Mr. Blair resigned. Therefore, this matter is moot.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2017 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,

Kathleen Passidomo
Chair

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Building Code Administrators and Inspectors Board	
Appointee: Lopresto, Anthony H., Confidential pursuant to s. 119.071(4), F.S.	10/31/2019
Board of Trustees of Palm Beach State College	
Appointee: Miedema, Barbara J., Wellington	05/31/2019
Board of Cosmetology	
Appointee: Poppell, Frances C., Tallahassee	10/31/2019
Education Practices Commission	
Appointee: Johnson, Jeffrey L., Sr., Port St. Lucie	09/30/2020

Referred to the Committee on Ethics and Elections.

For Term
Ending

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida State University	
Appointee: Duda, Emily F., Oviedo	01/06/2021

exempt for a specified period; amending s. 119.071, F.S.; providing an exemption from public records requirements for criminal intelligence or criminal investigative information that reveals the personal identifying information of a witness to a murder for a specified period; authorizing specified entities and parties to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senators Hutson and Young—

CS for SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; providing a short title; defining terms; prohibiting the Department of Transportation and certain local governmental entities, collectively referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require permit fees only under certain circumstances; requiring an authority to receive and process applications for permits, and to issue such permits, subject to specified requirements; providing that height limitations do not apply to the placement of small wireless facilities on or before a specified date under certain circumstances; prohibiting an authority from requiring approval or charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; requiring an authority to approve the collocation of small wireless facilities on authority utility poles, subject to certain requirements; providing requirements for rates, fees, and other terms related to authority utility poles; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities and from regulating any communications services or imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; providing an effective date.

By the Committee on Banking and Insurance; and Senators Mayfield and Steube—

CS for SB 736—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking

corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing additional permissible activities for international bank agencies; amending s. 663.062, F.S.; providing additional permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing additional permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing additional permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information; creating part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity’s foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625; adding prohibited activities of representatives and employees of an international trust company representative office; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity’s expense; creating s. 663.412, F.S.; prohibiting an international trust entity from conducting business under certain circumstances; authorizing the office to permit the international trust entity to remain open and in operation under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information; creating part IV of ch. 663, F.S., entitled “Limited Service Affiliates of International Trust Entities”; creating s. 663.530, F.S.; defining terms; creating s.

663.531, F.S.; specifying permissible and impermissible activities of a limited service affiliate; requiring specified notices to be posted on an international trust entity's or limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; specifying registration notice requirements and a fee for limited service affiliates; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; specifying grounds for denying a registration; providing that violations, fines, or penalties of certain entities do not necessarily disqualify registrants from registration; authorizing the office to consider certain factors in evaluating registrations; providing that registrations are not transferable or assignable; providing for deposit of fees into a specified trust fund; requiring the commission to adopt rules; requiring certain persons or entities to be registered as limited service affiliates by a specified date; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring a registrant to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a registered limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of registration for certain purposes; requiring limited service affiliates to pay specified costs of examination within a specified time; defining the terms "costs" and "actual cost"; providing penalties; specifying the trust fund where examination fees must be deposited; requiring the commission to adopt rules; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a limited service affiliate's registration; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a limited service affiliate to renew its registration biennially; specifying the renewal fee and the trust fund where such fee must be deposited; specifying requirements for the renewal registration; creating s. 663.5395, F.S.; providing that limited service affiliates are not required to produce certain books and records under certain circumstances; providing applicability; reenacting s. 663.16(4), F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Clemens—

CS for SB 788—A bill to be entitled An act relating to marketing practices for substance abuse services; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute patient brokering offenses; amending 397.321, F.S.; requiring the Department of Children and Families to ensure that substance abuse service provider personnel providing direct clinical treatment services are certified through a department-recognized certification process; exempting specified licensed individuals from certification; amending s. 397.407, F.S.; revising the requirements for the referral of patients to, and the acceptance of referrals from, a recovery residence; specifying that certain referrals are not prohibited; providing applicability; clarifying that such referrals are not required; amending s. 397.501, F.S.; providing that an application for the disclosure of an individual's records may be filed as part of an active criminal investigation; authorizing a court to approve an application for the disclosure of an individual's substance abuse treatment records without providing express notice of the application to the individual or identified parties with an interest in the records if the application is filed as part of an active criminal investigation; providing that upon implementation of the order granting such application, the individual and identified parties with an interest in the records must be afforded an opportunity to seek revocation or amendment of that order; creating s. 397.488, F.S.; providing legislative findings; prohibiting service providers, operators of recovery residences, and certain third parties from engaging in specified marketing practices; providing penalties; creating s. 817.0345, F.S.; prohibiting a person from knowingly and willfully making specified false or misleading statements or pro-

viding specified false or misleading information under certain circumstances; providing penalties; amending s. 817.505, F.S.; providing that it is unlawful for a person to offer or pay, or solicit or receive, benefits under certain circumstances; providing fines and penalties; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending s. 921.0022, F.S.; ranking offenses; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 536—A bill to be entitled An act relating to unclaimed funds held by the clerks of court; repealing s. 43.19, F.S., relating to the deposit of unclaimed funds with the Chief Financial Officer to the credit of the State School Fund; amending s. 45.032, F.S.; deleting a definition; requiring the clerk to report as unclaimed property a surplus under certain circumstances; specifying who is entitled to a surplus under certain circumstances; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Criminal Justice; and Senator Clemens—

CS for SB 788—A bill to be entitled An act relating to marketing practices for substance abuse services; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute patient brokering offenses; amending 397.321, F.S.; requiring the Department of Children and Families to ensure that substance abuse service provider personnel providing direct clinical treatment services are certified through a department-recognized certification process; exempting specified licensed individuals from certification; amending s. 397.407, F.S.; revising the requirements for the referral of patients to, and the acceptance of referrals from, a recovery residence; specifying that certain referrals are not prohibited; providing applicability; clarifying that such referrals are not required; amending s. 397.501, F.S.; providing that an application for the disclosure of an individual's records may be filed as part of an active criminal investigation; authorizing a court to approve an application for the disclosure of an individual's substance abuse treatment records without providing express notice of the application to the individual or identified parties with an interest in the records if the application is filed as part of an active criminal investigation; providing that upon implementation of the order granting such application, the individual and identified parties with an interest in the records must be afforded an opportunity to seek revocation or amendment of that order; creating s. 397.488, F.S.; providing legislative findings; prohibiting service providers, operators of recovery residences, and certain third parties from engaging in specified marketing practices; providing penalties; creating s. 817.0345, F.S.; prohibiting a person from knowingly and willfully making specified false or misleading statements or providing specified false or misleading information under certain circumstances; providing penalties; amending s. 817.505, F.S.; providing that it is unlawful for a person to offer or pay, or solicit or receive, benefits under certain circumstances; providing fines and penalties; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending s. 921.0022, F.S.; ranking offenses; providing an effective date.

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

ENROLLING REPORTS

SCR 1530 has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 9, 2017.

Debbie Brown, Secretary Mayfield—SB 874, SB 1354; Powell—CS for SB 196; Rader—CS for SB 196; Rouson—CS for SB 196; Steube—SB 512; Young—SB 78, SB 596

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 8 was corrected and approved.

CO-INTRODUCERS

Senators Broxson—CS for SB 596, SB 964; Campbell—SJR 1266; Flores—SB 1204; Garcia—CS for SB 220; Grimsley—CS for SB 220;

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:31 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Wednesday, March 15 or upon call of the President.



Journal of the Senate

Number 4—Regular Session

Wednesday, March 15, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—37:

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

Excused: Senators Hukill and Rader

PRAYER

The following prayer was offered by Senior Chaplain, Dr. Nathaniel B. Knowles, Broward Sheriff's Office, Office of the Chaplain, Fort Lauderdale:

Father, we're so thankful and grateful for this day, for this hour, and for the opportunity to stand in your presence once again. We thank you because you told us, "In all things give thanks, for this is the will of God." Father, you told us to acknowledge you in everything that we do, so we acknowledge that thou art God. We acknowledge the very fact that you have called us together, in one accord, to do that which is pleasing in your sight.

We pray for the men and women that are serving throughout this entire world. For those who wear a uniform, we pray blessings upon them and that you would keep and cover them. As they protect us, God, we ask that you would watch over their families and that you would provide and meet every need.

Father, as we come now to the business at hand, here in the great State of Florida, we pray your guiding hand would rest upon us and it would be with us.

Father, as we go forth, we pray you would look down upon this entire Senate. We pray for each of them. We pray that you would cover them. Bless their families and their actions as they come to lead this great state. Keep us in your love and in your precious care. We will be so thankful and so careful to give your name the glory and all the honor.

For this we pray to him who has made all things holy, who is our Lord and Savior. Amen.

PLEDGE

Senate Pages, Andy Albritton of Ocala; John Bales of Tampa; Emily Dudley of Tallahassee; and Cynthia Wang of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Latvala—

By Senator Latvala—

SR 1776—A resolution celebrating the extraordinary service and sacrifice of Florida's first responders and recognizing September 11-17, 2017, as "9/11 First Responder Appreciation Week" in Florida.

WHEREAS, unlike people in many parts of the world, the people of this state go about their daily lives secure in the knowledge that they enjoy the protection of first responders who stand ready to come to their assistance at any time of night or day, and

WHEREAS, first responders include law enforcement officers, firefighters, emergency medical technicians, paramedics, active duty military personnel, and members of the armed forces reserves and National Guard, and

WHEREAS, first responders do not hesitate to risk their own lives in order to save the lives of others, and their commitment to continued training, skill enhancement, and inter-agency coordination makes these professionals invaluable in efforts to maintain peace and order, and

WHEREAS, while tragic events like those of 9/11, when 414 first responders lost their lives attempting to save others, bring wide recognition to these noble men and women, it is incumbent on all Floridians to remember our first responders and acknowledge their service on a daily basis, and

WHEREAS, it is fitting that we set aside a special time to join Remember Honor Support in recognizing Florida's 9/11 first responders and encourage expressions of appreciation and encouragement to, and acts of kindness and prayer for, these heroes, NOW, THEREFORE,

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

That the extraordinary service and sacrifice of Florida's first responders is celebrated and September 11-17, 2017, is recognized as "9/11 First Responder Appreciation Week" in Florida.

—was introduced, read, and adopted by publication.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Benacquisto, the rules were waived and the Committee on Appropriations was granted permission to meet at 10:00 a.m. until 12:00 noon, in lieu of 1:00 p.m. until 3:00 p.m., as scheduled March 16, 2017.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and the deadline for filing amendments to amendments and substitute amendments to any bill on the Committee on Appropriations agenda for Thursday, March 16, 2017, is 5:00 p.m., Wednesday, March 15, 2017.

BILLS ON THIRD READING

CS for SB 128—A bill to be entitled An act relating to self-defense immunity; amending s. 776.032, F.S.; providing that the state has the burden of proving that a defendant is not immune from prosecution under certain circumstances; providing an effective date.

—as amended March 9, was read the third time by title.

On motion by Senator Bradley, **CS for SB 128**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Gainer	Passidomo
Artiles	Galvano	Perry
Baxley	Garcia	Simmons
Bean	Grimsley	Simpson
Benacquisto	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Lee	Young
Broxson	Mayfield	

Nays—15

Book	Farmer	Rodriguez
Bracy	Flores	Rouson
Braynon	Gibson	Stewart
Campbell	Montford	Thurston
Clemens	Powell	Torres

SPECIAL ORDER CALENDAR

On motion by Senator Hutson—

CS for SB 352—A bill to be entitled An act relating to legislative redistricting and congressional reapportionment; creating s. 97.029, F.S.; providing that candidate qualifying, nomination, and election for certain offices must proceed using current district boundaries if revisions to districts subject to a court challenge are not made as of a certain date; specifying public oversight procedures that a court is encouraged to follow when drafting a remedial redistricting plan; providing for construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 352** was placed on the calendar of Bills on Third Reading.

On motion by Senator Young—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 215.56021 and 381.92201, F.S., relating to exemptions from public records and public meetings requirements for specified portions of meetings of certain peer review panels appointed by the Department of Health, for specified records generated by such peer review panels, and for research grant applications provided to such peer review panels; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Baxley, by two-thirds vote, **SB 690** was withdrawn from the committees of reference and further consideration.

On motion by Senator Powell, by two-thirds vote, **SB 734** was withdrawn from the committees of reference and further consideration.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, March 15, 2017: CS for SB 352 and SB 7004.

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

The Committee on Commerce and Tourism recommends the following pass: SB 600

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

The Committee on Commerce and Tourism recommends the following pass: SB 936

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

The Committee on Criminal Justice recommends the following pass: SB 458; SB 892

The bills were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 68; SB 948

The Committee on Transportation recommends the following pass: SB 654

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 814

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends the following pass: SB 888; SB 1050

The bills were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 874

The bill was referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends the following pass: SB 1010

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Transportation recommends the following pass: SB 460

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Health Policy recommends the following pass: SB 634

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1048

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Transportation recommends the following pass: SB 720

The bill was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1108

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1024

The Committee on Judiciary recommends the following pass: SB 1062

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

The Committee on Criminal Justice recommends the following pass: SB 894

The Committee on Health Policy recommends the following pass: SB 672

The Special Master on Claim Bills recommends the following pass: SB 34

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1238

The Committee on Health Policy recommends the following pass: SB 102

The Committee on Judiciary recommends the following pass: CS for SB 312; SR 574

The Committee on Transportation recommends the following pass: SB 372

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

The Committee on Judiciary recommends the following pass: SB 436

The bill was placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: SB 854; SB 880

The Committee on Criminal Justice recommends a committee substitute for the following: SB 790

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 448; SB 844

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 718

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 986

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1130

The Committee on Judiciary recommends a committee substitute for the following: SB 34

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

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 884; SB 1018

The bills with committee substitute attached were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 364

The Committee on Transportation recommends a committee substitute for the following: SB 994

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 794; SB 812

The Committee on Transportation recommends a committee substitute for the following: SB 466

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 446

The bill with committee substitute attached was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 222

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 886

The Committee on Criminal Justice recommends a committee substitute for the following: SB 450

The Committee on Health Policy recommends a committee substitute for the following: SB 674

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1044

The Committee on Criminal Justice recommends a committee substitute for the following: SB 852

The Committee on Regulated Industries recommends a committee substitute for the following: SB 818

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 860

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1170

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 190

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 416

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: SB 1156

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: CS for SB 392

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

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 196

The Appropriations Subcommittee on the Environment and Natural Resources recommends a committee substitute for the following: SB 10

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Children, Families, and Elder Affairs recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Secretary of Elderly Affairs

Appointee: Bragg, Jeffrey S.

Pleasure of Governor

The Committee on Communications, Energy, and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Florida Public Service Commission

Appointee: Polmann, Donald J.

01/01/2021

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Executive Director of Department of Veterans' Affairs

Appointee: Sutphin, Glenn W., Jr.

Pleasure of Governor and Cabinet

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Grimsley—

SB 1286—A bill to be entitled An act relating to electrolysis; amending s. 478.41, F.S.; revising legislative findings; amending s. 478.42, F.S.; providing and revising definitions; amending s. 478.43, F.S.; revising the powers and duties of the Board of Medicine; amending s. 478.44, F.S.; creating the Electrolysis Advisory Council within the Department of Health; providing membership, powers, and duties of the council; amending s. 478.45, F.S.; revising the academic requirements for licensure as an electrologist; providing that a national examination may be provided by a department-approved national electrology orga-

nization; conforming provisions to changes made by the act; repealing s. 478.46, F.S., relating to temporary permits to practice electrolysis; amending s. 478.47, F.S.; conforming provisions to changes made by the act; amending s. 478.49, F.S.; requiring a licensee to display his or her national certification if applicable; providing certification and training requirements for the use of specified devices by licensed electrologists who perform laser hair removal or reduction; amending s. 478.50, F.S.; requiring licensees that use specified devices to provide the department with proof of a current national certification for licensure renewal; providing rulemaking authority to the board; requiring the board to approve continuing education providers; amending s. 478.51, F.S.; providing applicability; amending s. 478.52, F.S.; revising grounds for denial of a license or disciplinary action; authorizing the department to issue an order to compel a licensee to submit to a mental or physical examination; providing recourse to the department if a licensee refuses to comply with the order; amending s. 478.53, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Baxley—

SB 1288—A bill to be entitled An act relating to recovered materials; amending s. 403.703, F.S.; providing and revising definitions; providing that specified materials are not solid waste; amending ss. 171.205, 377.709, 403.7045, F.S.; conforming cross-references; providing an effective date.

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

By Senator Hutson—

SB 1290—A bill to be entitled An act relating to career and technical education; amending s. 1003.493, F.S.; defining the term “CAPE pathway”; specifying goals for a CAPE pathway; requiring CareerSource Florida, Inc., to advise and offer technical assistance for CAPE pathways; requiring each school district, in consultation with local businesses and Florida College System institutions, to develop at least one CAPE pathway in a specified area by a specified school year; requiring each school district to submit a report on the expected costs of a CAPE pathway to the Legislature by a specified date; requiring each district school board to provide students and their parents with specified information regarding CAPE pathways; requiring an annual report to the Commissioner of Education by a specified date; authorizing parents to enroll their children in any school’s CAPE pathway in the school district under certain circumstances; requiring each school to have a career education program specialist; amending ss. 1003.491, 1003.492, 1003.4935, and 1011.62, F.S.; conforming cross-references; providing an effective date.

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

By Senator Baxley—

SB 1292—A bill to be entitled An act relating to labor organizations; amending s. 447.305, F.S.; revising the information required to be included in an application for renewal of registration of an employee organization; amending s. 447.307, F.S.; providing for the revocation of certification under certain conditions; requiring certain employee organizations to recertify as bargaining agents; providing nonapplicability with respect to employee organizations that represent or seek to represent certain employees; providing an effective date.

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

By Senator Montford—

SB 1294—A bill to be entitled An act relating to confidentiality of patient records; amending s. 400.611, F.S.; providing that a hospice may keep progress notes and consultation reports of a psychiatric nature

separate from other records of care; requiring a hospice to maintain an interdisciplinary record of patient care for 6 years after termination of hospice services; revising the conditions under which a hospice may release patient records; prohibiting the release of patient records after the patient’s death unless the hospice is provided with certain written informed consent or upon request in accordance with a court order or by specified individuals; clarifying what constitutes express written informed consent; authorizing a hospice to withhold or redact progress notes and consultation notes of a psychiatric nature in certain circumstances; providing that a patient may in certain circumstances restrict any person from receiving his or her interdisciplinary record of care, subject to certain requirements; providing an effective date.

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

By Senator Torres—

SB 1296—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; providing a short title; amending ss. 1009.22, 1009.23, and 1009.24, F.S.; conforming provisions to changes made by the act; amending s. 1009.53, F.S.; removing a condition under which a student is authorized to use a Florida Bright Futures Scholarship Program award for summer term enrollment if funds are available; requiring that the Legislature appropriate additional funds necessary for use of an award for summer term enrollment as provided in the General Appropriations Act; amending s. 1009.531, F.S.; revising the initial eligibility criteria relating to test scores and corresponding percentile ranks for certain Florida Bright Futures Scholarship Program awards; amending ss. 1009.534 and 1009.535, F.S.; specifying the amounts of the Florida Academic Scholars and Florida Medallion Scholars awards eligible to cover tuition, fees, textbooks, and other college-related expenses; providing an effective date.

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

By Senator Garcia—

SB 1298—A bill to be entitled An act relating to mortgage loans; amending s. 494.001, F.S.; redefining the term “mortgage loan”; amending s. 494.00115, F.S.; requiring the Financial Services Commission to define the term “hold himself or herself out to the public as being in the mortgage lending business” by rule; providing an effective date.

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

By Senator Gibson—

SB 1300—A bill to be entitled An act relating to water oversight and planning; establishing the Water Oversight and Planning Advisory Council to address water issues in the state; providing membership and terms; providing meeting requirements; requiring the Department of Environmental Protection to provide staff to the council; providing reimbursement for certain expenses; providing council duties; requiring interdepartmental investigation with the Department of Education to promote water conservation education and practices; requiring the council to annually submit its long-range plans to the department, each water management district, the Governor, and the Legislature; requiring the council to provide its findings and recommendations to the Governor and the Legislature biennially; providing an effective date.

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

By Senator Gibson—

SB 1302—A bill to be entitled An act relating to private school student participation in extracurricular activities; amending s. 1006.15, F.S.; revising the eligibility requirements for certain private school

students to participate in interscholastic or intrascholastic sports at specified public schools; providing an effective date.

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

By Senators Stewart and Torres—

SB 1304—A bill to be entitled An act relating to Florida black bears; creating s. 379.3018, F.S.; providing a short title; defining terms; providing legislative findings and intent; requiring the Fish and Wildlife Conservation Commission, the Department of Agriculture and Consumer Services, and the Department of Environmental Protection to coordinate certain duties and responsibilities to protect Florida black bears and to preserve their habitat; establishing a Bear-Resistant Garbage Container Account within the Nongame Wildlife Trust Fund; requiring the commission to establish a process by rule through which certain county and municipal governments may apply for and obtain funds to purchase bear-resistant garbage containers; requiring burn schedules for state forests and parks containing Florida black bear habitat to be adjusted to meet certain conditions; prohibiting state agencies from conducting or causing to be conducted roller-chopping of saw palmettos in Florida black bear habitat; prohibiting the sale of timbering rights to certain trees in state forests and parks that contain Florida black bear habitat; requiring the commission to adopt rules establishing standards for the designation of Florida black bear habitat and areas of human-bear conflict; requiring the commission, in coordination with the Department of Agriculture and Consumer Services and the Department of Environmental Protection, to designate areas of the state as Florida black bear habitat and identify state lands containing such habitat and areas of human-bear conflict by a specific date; requiring periodic review of the designations by the commission and agencies; requiring that specified information be posted and maintained on the commission website; prohibiting the recreational hunting of Florida black bears for a specified period; requiring the commission to conduct a Florida black bear population trend study; prohibiting the harvesting of saw palmetto berries on state lands identified as Florida black bear habitat; providing penalties; requiring purchasers to obtain sales certificates for purchases of specified amounts of saw palmetto berries; requiring harvesters to provide such certificates to initial purchasers; specifying the requirements of such certificates; requiring the certificate to accompany the berries from harvesting until delivery to the final processor or wholesaler; requiring the Commissioner of Agriculture to prescribe the form of the certificates; providing penalties; amending s. 590.125, F.S.; requiring that before conducting prescribed burns in Florida black bear habitats during certain periods, a certification must be obtained that certain female Florida black bears with juvenile offspring are unlikely to be denning in the burn site; providing an effective date.

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

By Senator Montford—

SB 1306—A bill to be entitled An act relating to the Florida Sports Foundation; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to contract with a direct-support organization to promote the sports industry and the participation of residents in certain athletic competitions in this state and to promote the state as a host for certain athletic competitions; reviving, reenacting, and amending s. 288.1229, F.S., relating to the promotion and development of sports-related industries and amateur athletics; requiring the department to establish a direct-support organization known as the “Florida Sport Foundation,” rather than authorizing the Office of Tourism, Trade, and Economic Development to authorize a direct-support organization, to assist the department in certain promotion and development activities; specifying the purpose of the foundation; specifying requirements for the foundation, including appointment of its board of directors; deleting a provision prohibiting board members from serving more than two consecutive terms; requiring that the foundation operate under written contract with the department; specifying provisions that must be included in the contract; authorizing the department to allow the foundation to use certain facilities, personnel, and services if it complies with certain provisions; requiring an annual financial audit of the

foundation; providing that the foundation is not granted any taxing power; deleting certain provisions related to the Office of Tourism, Trade, and Economic Development and a specified direct-support organization; specifying the duties of the foundation; deleting residency requirements for participants of the Sunshine State Games; deleting certain competition requirements; authorizing the department, rather than the Executive Office of the Governor, to allow the use of certain property, facilities, and personal services under certain circumstances; conforming provisions to changes made by the act; amending s. 320.08058, F.S.; conforming provisions to changes made by the act; amending uses of the proceeds of certain license plates; providing an effective date.

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

By Senator Stewart—

SB 1308—A bill to be entitled An act relating to autism spectrum disorder; creating s. 381.988, F.S.; requiring a physician, to whom the parent or legal guardian of a minor reports observing symptoms of autism spectrum disorder exhibited by the minor, to refer the minor to an appropriate specialist for screening for autism spectrum disorder under certain circumstances; authorizing the parent or legal guardian to have direct access to screening for, or evaluation or diagnosis of, autism spectrum disorder for a minor from the Early Steps Program or another appropriate specialist in autism spectrum disorder under certain circumstances; defining the term “appropriate specialist”; amending ss. 627.6686 and 641.31098, F.S.; defining the term “direct patient access”; requiring that certain insurers and health maintenance organizations provide direct patient access for a minimum number of visits to an appropriate specialist for screening for, or evaluation or diagnosis of, autism spectrum disorder; providing effective dates.

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

By Senator Artiles—

SB 1310—A bill to be entitled An act relating to state employment; repealing s. 110.181, F.S., relating to Florida State Employees’ Charitable Campaign; creating s. 110.182, F.S.; prohibiting an organization, an entity, or a person from intentionally soliciting state employees for fundraising or business purposes within specified areas during specified times; providing an exemption for certain state-approved communications; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Perry—

SB 1312—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; defining the term “recognized certifying entity”; providing applicability of certain standards and criteria for solar energy systems manufactured or sold in the state; providing for solar energy systems manufactured or sold in the state to be certified pursuant to National Renewable Energy Laboratory standards; amending s. 553.721, F.S.; requiring the Department of Business and Professional Regulation to provide certain funds allocated to the University of Florida M. E. Rinker, Sr., School of Construction Management for specified purposes; amending s. 553.80, F.S.; prohibiting local enforcement agencies from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education in conjunction with the Department of Economic Opportunity to create a study for specified purposes; requiring the Department of Education to submit the study to the Governor and the Legislature by a specified

date; requiring CareerSource Florida, Inc., to fund certain construction training programs; providing program requirements; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Grimsley—

SB 1314—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education's duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department's duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation; revising the date upon which certain private schools must submit a required report; specifying that certain actions of the private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1012.98, F.S.; authorizing specified eligible nonprofit scholarship-funding organizations to develop a professional development system; providing an effective date.

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

By Senator Bracy—

SB 1316—A bill to be entitled An act relating to preinsurance inspection; amending s. 627.744, F.S.; providing an exception to the requirement that an insurer inspect private passenger motor vehicles before issuing certain motor vehicle insurance policies; requiring insurers using the exception to file a manual rule with the Office of Insurance Regulation; authorizing insurers to establish their own preinsurance inspection requirements; providing an effective date.

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

By Senator Garcia—

SB 1318—A bill to be entitled An act relating to child safety; amending s. 39.303, F.S.; renaming service districts as service circuits and district medical directors as child protection team medical directors; requiring that each child protection team medical director be a licensed physician and board certified in specified specialty areas; revising the list of persons who must timely review all abuse and neglect cases transmitted to the Department of Health to determine whether a face-to-face medical evaluation by a child protection team is necessary; requiring the department's Children's Medical Services program to develop, maintain, and coordinate the services of one or more sexual abuse treatment programs; specifying eligibility requirements; requiring the programs to provide specialized therapeutic treatment to eligible persons; requiring the programs and child protection teams to provide referrals to such services for the eligible persons; conforming provisions to changes made by the act; amending s. 39.3031 and 391.026, F.S.; conforming provisions to changes made by the act; reenacting s. 39.301(14)(c), F.S., relating to the initiation of protective investigations, to incorporate the amendment made to s. 39.303, F.S., in a reference thereto; providing an effective date.

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

By Senator Stargel—

SB 1320—A bill to be entitled An act relating to tax administration; amending s. 198.30, F.S.; deleting a requirement for circuit judges to monthly report certain information to the Department of Revenue re-

lating to the estates of certain decedents; amending s. 206.02, F.S.; deleting requirements to pay license taxes for a terminal supplier license, an importer, exporter, or blender of motor fuels license, or a wholesaler of motor fuel license; conforming a provision to changes made by the act; amending s. 206.021, F.S.; deleting a requirement to pay license taxes for a carrier license; amending s. 206.022, F.S.; deleting a requirement to pay license taxes for a terminal operator license; amending s. 206.03, F.S.; conforming a provision to changes made by the act; amending s. 206.045, F.S.; conforming a provision to changes made by the act; repealing ss. 206.405 and 206.406, F.S., relating to receipt for payment of license taxes and disposition of license tax funds, respectively; amending s. 206.41, F.S.; deleting a requirement for the department to deduct a specified fee from certain motor fuel refund claims; amending s. 206.9943, F.S.; deleting a requirement to pay license fees for a pollutant tax license; amending s. 206.9952, F.S.; deleting a requirement to pay license fees for a natural gas fuel retailer license; amending s. 206.9865, F.S.; deleting a requirement to pay application fees for an aviation fuel tax license for commercial air carriers; amending s. 212.0515, F.S.; deleting a requirement for vending machine operators to post a specified notice on vending machines; deleting a provision requiring the department to pay an informant certain rewards for reporting vending machines without the notice; conforming provisions to changes made by the act; amending s. 212.0596, F.S.; deleting an authorization for procedures that waive registration fees in relation to the use tax on mail order purchases by certain persons; amending s. 212.18, F.S.; deleting a requirement for certificates of registration fees for certain dealers in relation to the sales and use tax; conforming provisions to changes made by the act; amending s. 336.021, F.S.; specifying a condition for the reimposition of ninth-cent fuel taxes on motor and diesel fuels by a county; amending s. 336.025, F.S.; specifying a condition for the reimposition of local option fuel taxes on motor and diesel fuels by a county; providing construction relating to requirements on a decision to rescind a tax; amending s. 376.70, F.S.; deleting a requirement for drycleaning or dry drop-off facilities to pay registration fees to the department; amending s. 376.75, F.S.; deleting a requirement to pay registration fees for certain persons producing, importing, selling, or using perchloroethylene; amending s. 443.131, F.S.; revising a deadline for employers of employees performing domestic services to annually report wages and pay certain contributions under the Reemployment Assistance Program Law; defining the term "holiday"; amending s. 443.141, F.S.; specifying a due date of certain employer contributions if such date falls on a weekend or holiday; defining the term "holiday"; conforming cross-references; amending s. 443.163, F.S.; deleting a form name; authorizing reemployment assistance tax collection service providers to waive a certain penalty under certain circumstances; amending s. 733.2121, F.S.; providing that a personal representative may serve a notice to creditors on the department only under certain circumstances; deleting a provision providing construction; reenacting s. 733.701, F.S., relating to notifying creditors, to incorporate the amendment made to s. 733.2121, F.S., in a reference thereto; amending s. 206.998, F.S.; conforming cross-references; providing an effective date.

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

By Senator Braynon—

SM 1322—A memorial to the Congress of the United States, urging Congress to designate the month of September 2017 as "Firearm Violence Awareness Month."

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

By Senator Garcia—

SB 1324—A bill to be entitled An act relating to hair restoration or transplant; creating ss. 458.352 and 459.027, F.S.; defining the term "hair restoration or transplant"; prohibiting a person who is not licensed under ch. 458, F.S., or ch. 459, F.S., or certified under s. 464.012, F.S., from performing a hair restoration or transplant or making incisions for the purpose of performing a hair restoration or transplant; providing an effective date.

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

By Senator Artilles—

SB 1326—A bill to be entitled An act relating to home health services; amending s. 400.462, F.S.; revising the definitions of the terms “home health agency” and “organization” to include certain marketing organizations for providers of home health, homemaker, and companion services; providing an effective date.

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

By Senator Artilles—

SM 1328—A memorial to the Congress of the United States, President of the United States, and National Park Service, urging that the National Park Service be directed to allow hunting of exotic invasive species in national parks and to research the effectiveness of hunting and other methods in eliminating or reducing exotic invasive species on national park lands.

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

By Senator Stargel—

SB 1330—A bill to be entitled An act relating to weapons and firearms; amending s. 790.115, F.S.; redefining the term “school” to exclude private schools; defining the term “school property”; making technical changes; revising provisions prohibiting possession and discharge of weapons or firearms during school-sanctioned activities or on school property; amending ss. 435.04, 921.0022, and 1012.315, F.S.; conforming cross-references; reenacting ss. 790.251(7)(a), 943.051(3)(b), 985.11(1)(b), 985.25(1)(b), 985.255(1)(e), and 985.557(1)(a), F.S., relating to protection of the right to keep and bear arms in motor vehicles for certain purposes, criminal justice information, fingerprinting and photographing, a detention intake, detention criteria, and direct filing of an information, respectively, to incorporate the amendment made to s. 790.115, F.S., in references thereto; providing an effective date.

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

By Senator Torres—

SJR 1332—A joint resolution proposing the creation of Section 22 of Article III and the amendment of Section 10 of Article IV of the State Constitution to authorize the proposal and enactment of legislation by initiative and to provide for Supreme Court review of initiative petitions proposing legislation.

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

By Senator Farmer—

SB 1334—A bill to be entitled An act relating to the sale and delivery of firearms; amending s. 790.065, F.S.; requiring the parties, if neither party to a sale, lease, or transfer of a firearm is a licensed dealer, to complete the sale, lease, or transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, a seller, lessor, or transferor, and a buyer, lessee, or transferee; authorizing a licensed dealer to charge a buyer or transferee specified fees; providing applicability; deleting provisions authorizing a licensee to complete the sale or transfer of a firearm to a person without receiving certain notification from the Department of Law Enforcement informing the licensee that such person is prohibited from receipt or possession of a firearm or providing a unique approval number under certain circumstances; deleting provisions exempting a licensed importer, licensed manufacturer, or licensed dealer from the sale and delivery requirements, under certain circumstances; amending s. 790.0655, F.S.; applying the mandatory 3-day waiting period to private sales of handguns facilitated

through a licensed dealer; amending s. 790.335, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Garcia—

SB 1336—A bill to be entitled An act relating to the provision of pharmaceutical services; creating ss. 627.6442 and 627.6572, F.S.; defining terms; providing that an insured may not be required to obtain a prescription drug for the treatment of a chronic illness exclusively from a mail order pharmacy; providing an exception for excluded drugs; prohibiting the imposition of copayments or certain conditions on an insured who elects to obtain certain drugs from a retail pharmacy rather than a mail order pharmacy if the retail pharmacy meets certain requirements; requiring certain health insurers to disclose in the outline of coverage that an insured may obtain certain prescription drugs from a retail pharmacy; providing an exception for excluded drugs; providing applicability; amending s. 641.31, F.S.; defining terms; providing that a health maintenance organization subscriber may not be required to obtain a prescription drug for the treatment of a chronic illness exclusively from a mail order pharmacy; providing an exception for excluded drugs; prohibiting the imposition of copayments or certain conditions on a subscriber who elects to obtain certain drugs from a retail pharmacy rather than a mail order pharmacy if the retail pharmacy meets certain requirements; requiring certain health maintenance organizations to disclose in the outline of coverage that a subscriber may obtain certain prescription drugs from a retail pharmacy; providing an exception for excluded drugs; providing applicability; providing an effective date.

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

By Senator Book—

SB 1338—A bill to be entitled An act relating to vessels; amending s. 327.02, F.S.; defining the term “effective means of propulsion for safe navigation”; revising the definition of the term “live-aboard vessel”; amending s. 327.391, F.S.; making a conforming change; amending s. 327.4107, F.S.; providing an additional condition for a vessel at risk of becoming derelict on waters of this state; amending s. 327.4108, F.S.; removing the expiration for a section relating to anchoring of vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting anchoring or mooring of vessels or floating structures in certain areas; providing exceptions for certain conditions; providing exceptions for certain vessels; prohibiting vessels or floating structures from affixing to unlawful objects that are on or affixed to the bottom of waters of the state; providing penalties; amending s. 327.60, F.S.; authorizing a local government to enact and enforce regulations related to proof of pump-out in certain areas; requiring the Fish and Wildlife Conservation Commission to review such regulations; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for certain violations; amending s. 327.73, F.S.; providing penalties; amending s. 328.72, F.S.; providing penalties; providing an effective date.

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

SR 1340—Not introduced.

By Senator Torres—

SB 1342—A bill to be entitled An act relating to child psychological abuse; amending s. 39.01, F.S.; revising the definition of the term “harm”; amending s. 39.201, F.S.; revising a provision relating to mandatory reporting requirements for child abuse, abandonment, or neglect to include child psychological abuse; requiring the Board of Psychology within the Department of Health to revise the continuing education requirements for renewal of a license to practice psychology to include child psychological abuse; providing an effective date.

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

By Senator Torres—

SB 1344—A bill to be entitled An act relating to emergency scenes; creating s. 877.28, F.S.; providing a definition; prohibiting removal of tangible personal property from an emergency scene in certain circumstances; providing criminal penalties; providing enhanced penalties in certain circumstances; providing an effective date.

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

SR 1346—Not introduced.

By Senator Young—

SB 1348—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

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

By Senator Young—

SB 1350—A bill to be entitled An act relating to homestead exemption fraud; amending s. 196.141, F.S.; authorizing property appraisers to contract for services to examine or audit claimed homestead tax exemptions; specifying requirements for agreements for such services; requiring property appraisers to remove unentitled exemptions from previous tax rolls; specifying the distribution of collected back taxes, penalties, and interest; specifying requirements and prohibited acts of contractors; amending s. 196.161, F.S.; revising duties of property appraisers and tax collectors when such property appraisers make a certain determination relating to unentitled homestead exemptions; specifying the basis of a certain interest assessment; revising procedures for the collection of certain taxes, penalties, fees, and interest; amending s. 213.30, F.S.; revising the applicability of a provision that specifies the sole means of compensation for information relating to tax law violations; providing a finding of important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Young—

SB 1352—A bill to be entitled An act relating to the Division of Administrative Hearings; amending s. 110.205, F.S.; revising positions at the division that are exempt from the Career Service System; amending s. 120.65, F.S.; requiring the Administration Commission to select from full-time administrative law judges employed with the division in appointing a division director; removing the requirement that the division director is subject to Senate confirmation; deleting provisions regarding minimum qualifications of the division director and deputy chief administrative law judges; requiring the Governor to appoint administrative law judges; prohibiting an administrative law judge from engaging in the private practice of law during his or her term of office; requiring the Governor to appoint administrative law judges from nominees recommended by a statewide nominating commission unless otherwise provided; specifying the composition and term lengths of members of the commission; prohibiting certain attorneys from serving on the commission; providing that meetings and determinations of the commission are open to the public; specifying term lengths of administrative law judges; prescribing procedures for the commission to re-

view a judge’s performance before the expiration of a term; requiring the Governor to take certain action regarding a judge after the commission’s review; providing for initial appointments of administrative law judges and staggered terms; providing transitional provisions; providing an effective date.

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

By Senators Young and Mayfield—

SB 1354—A bill to be entitled An act relating to maintenance of certification; creating ss. 458.3113 and 459.0056, F.S.; providing definitions; providing legislative intent; prohibiting the Boards of Medicine and Osteopathic Medicine, respectively, and the Department of Health, health care facilities, and insurers from requiring certain certifications as conditions of licensure, reimbursement, employment, or admitting privileges; providing construction; providing an effective date.

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

By Senators Broxson and Mayfield—

SB 1356—A bill to be entitled An act relating to honesty in postsecondary education; creating s. 1009.02, F.S.; providing a short title; requiring state universities, Florida College System institutions, and independent nonprofit colleges or universities that receive state funds to publish information through a website link relating to certain degree programs and salaries; providing requirements for such information; requiring the link and information to be posted by a specified date; providing an effective date.

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

By Senator Steube—

SB 1358—A bill to be entitled An act relating to reentry into the state by certain persons; creating s. 877.28, F.S.; prohibiting entry to, or presence in, the state of a person denied admission, excluded, deported, or removed unless the United States Attorney General consents to his or her admission or the person can establish that federal law does not require advance consent; providing criminal penalties; providing an effective date.

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

SCR 1360—Not introduced.

By Senator Broxson—

SB 1362—A bill to be entitled An act relating to K-12 education; amending s. 1002.33, F.S.; removing a requirement that the Department of Education compare certain charter school student performance data to certain traditional public schools; removing notice requirements relating to such charter school performance data; removing a requirement that the State Board of Education adopt rules to administer such notice requirements; creating s. 1002.333, F.S.; defining terms; authorizing certain entities to apply to the State Board of Education for designation as a High-Impact Charter Network; requiring the state board to adopt rules; providing criteria for an initial and renewal designation; providing the period during which an initial designation is valid; authorizing entities designated as High-Impact Charter Networks to establish and operate charter schools under certain circumstances; authorizing entities with the designation to submit an application to establish and operate charter schools; providing that charter schools operated by designated entities are eligible to receive charter school capital outlay; requiring the department to give priority to certain charter schools applying for specified grants; requiring the governing board of an entity designated as a High-Impact Charter Network to be considered a local educational agency for receiving federal funds,

under certain conditions; providing for rulemaking; amending s. 1007.35, F.S.; revising the exams each public high school is required to administer to all enrolled 10th grade students to include the preliminary ACT, rather than the ACT Aspire; amending s. 1008.34, F.S.; clarifying accountability requirements for collocated schools; providing an effective date.

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

By Senator Rouson—

SB 1364—A bill to be entitled An act relating to child safety; requiring district school boards to adopt specified policies; requiring a person to present picture identification before retrieving specified students from a public school under certain circumstances; requiring policies to be provided to the Department of Education; requiring non-public schools or specified child care facilities to adopt specified policies; requiring a person to present picture identification before retrieving specified students from a nonpublic school or specified child care facility under certain circumstances; defining the term “picture identification”; requiring policies to be maintained on the premises of each entity and available for inspection; providing an effective date.

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

By Senator Artiles—

SB 1366—A bill to be entitled An act relating to property appraisers; amending s. 194.032, F.S.; revising the definition of the term “good cause”; specifying rescheduling requirements if a property appraiser fails to timely provide certain evidence to be presented at a hearing before the value adjustment board; providing a procedure for a certain taxpayer or his or her representative to reschedule hearings an additional time; creating s. 194.191, F.S.; prohibiting a property appraiser, under certain circumstances, from increasing a tax assessment in excess of a court-established assessment for a specified time; amending s. 194.192, F.S.; providing specified remedies to a taxpayer who is injured by certain actions of a property appraiser; amending s. 194.301, F.S.; providing construction relating to the property appraiser’s burden of proof in certain actions challenging the property appraiser’s assessment; amending s. 195.027, F.S.; prohibiting certain acts by a property appraiser; requiring an employee in the property appraiser’s office to have an appraiser license or a certain certification under certain circumstances; requiring an employee of the property appraiser’s office to correct certain errors or omissions within a reasonable time; amending s. 195.099, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to review and evaluate specified annual changes in the assessed value of property and present an annual report to the Governor and Legislature; providing requirements for the report; requiring the Department of Revenue and the property appraiser to give the office access to data that is necessary to complete the report; amending s. 192.0105, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Perry—

SB 1368—A bill to be entitled An act relating to exceptional student instruction; amending s. 1003.57, F.S.; prohibiting certain school districts from declining to provide or contract for certain students’ educational instruction; providing for funding of such students; providing an effective date.

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

By Senator Perry—

SB 1370—A bill to be entitled An act relating to lottery games; amending ss. 24.111 and 24.112, F.S.; requiring contracts entered into

between the Department of the Lottery and a vendor or retailer of lottery tickets to include a provision that requires the vendor or retailer place or print a specified warning on all lottery tickets; providing an effective date.

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

By Senator Perry—

SB 1372—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.516, F.S.; specifying that provisions regulating certified electrical contractors and certified alarm system contractors do not prevent such contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; providing an effective date.

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

By Senator Perry—

SB 1374—A bill to be entitled An act relating to transportation; directing the Department of Transportation to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending s. 320.08056, F.S.; establishing annual use fees for certain specialty license plates; revising conditions for discontinuing issuance of a specialty license plate; providing exceptions; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.089, F.S.; creating a special license plate for recipients of the Bronze Star medal; requiring any revenue generated from the sale of Woman Veteran license plates to be deposited into the Grants and Donations Trust Fund instead of the Operations and Maintenance Trust Fund; conforming a cross-reference; authorizing the likeness of the Prisoner of War Medal to be on the Ex-POW license plate; providing effective dates.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stewart—

SB 1376—A bill to be entitled An act relating to health insurance coverage for prescription eye drop refills; creating s. 627.6411, F.S.; requiring a health insurance policy that provides coverage for prescription eye drops to provide coverage for renewal eye drops if certain conditions are met; requiring such a policy to provide coverage for one additional bottle of prescription eye drops under certain circumstances; providing that covered prescription eye drop benefits are subject to the same annual deductibles, copayments, or coinsurance established for all other prescription drug benefits under the policy; amending s. 627.662, F.S.; providing applicability of s. 627.6411, F.S., to group health insurance, blanket health insurance, and franchise health insurance; providing an effective date.

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

By Senators Perry and Mayfield—

SB 1378—A bill to be entitled An act relating to stormwater management; amending s. 403.0891, F.S.; requiring that all local government stormwater management plans and programs incorporate the best management practices adopted by the Department of Environmental Protection and other local stormwater management measures; specifying that applications for development approval which implement the best practices are presumed to be in compliance with certain local government water quality standards; prohibiting local governments from adopting or enforcing more stringent water quality standards for stormwater discharges to surface waters, wetlands, or groundwater;

exempting local governments that adopted more stringent standards before a specified date; providing an effective date.

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

By Senator Artiles—

SB 1380—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; requiring the Division of State Group Insurance of the Department of Management Services to establish a state employee health and wellness clinic pilot program; requiring the division to select a vendor to establish and manage the clinics; specifying services to be provided by the clinics; providing that the vendor does not have to file certain claims; providing locations and minimum hours of operation for the clinics; specifying contract requirements; requiring the department to submit an annual report to the Governor and the Legislature regarding the vendor's performance; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Perry—

SB 1382—A bill to be entitled An act relating to expert witnesses; amending s. 393.11, F.S.; requiring the court to pay reasonable fees to members of the examining committee for their evaluation and testimony regarding persons with disabilities; deleting a provision specifying the source of the fees to be paid; amending s. 744.331, F.S.; requiring a court, rather than the state, to pay certain fees if a ward is indigent; amending s. 916.115, F.S.; authorizing a court to initially appoint one expert under certain circumstances; authorizing a court to take less restrictive action than commitment if an expert finds a defendant incompetent; requiring that a defendant be evaluated by no fewer than two experts before a court commits the defendant; providing an exception; authorizing a court to pay for up to two additional experts appointed by the court under certain circumstances; authorizing a party disputing a determination of competence to request two additional expert evaluations at that party's expense; providing for payments to experts for their testimony under certain circumstances; amending s. 916.12, F.S.; deleting provisions relating to the evaluation and commitment of a defendant under certain circumstances; amending s. 916.17, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant on conditional release under certain circumstances; amending s. 916.301, F.S.; authorizing, rather than requiring, a court to appoint up to two additional experts to evaluate a defendant suspected of having an intellectual disability or autism under certain circumstances; providing for the payment of additional experts under certain circumstances; amending s. 916.304, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant on conditional release under certain circumstances; amending s. 921.09, F.S.; authorizing a defendant who has alleged insanity to retain, at the defendant's expense rather than the county's, one or more physicians; deleting a provision requiring fees to be paid by the county; amending s. 921.12, F.S.; authorizing a defendant who has an alleged pregnancy to retain, at the defendant's expense rather than the county's, one or more physicians; amending s. 921.137, F.S.; requiring the court to pay for the evaluation and testimony of an expert for a defendant who raises intellectual disability as a bar to a death sentence under certain circumstances; amending s. 985.19, F.S.; authorizing a court to initially appoint one expert to evaluate a child's mental condition, pending certain determinations; authorizing a court to take less restrictive action than commitment if an expert finds a child incompetent; requiring that a child be evaluated by no fewer than two experts before a court commits the child; providing an exception; authorizing a court to appoint up to two additional experts under certain circumstances; authorizing a court to require a hearing with certain testimony before ordering the commitment of a child; requiring the court to pay reasonable fees to the experts for their evaluations and testimony; requiring a court to order the Agency for Persons with Disabilities to select an expert to examine a child for intellectual disability or autism; deleting a provision requiring a specific appropriation before the implementation of specified provisions; amending ss. 29.006 and 29.007, F.S.; conforming cross-references; providing an effective date.

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

By Senator Grimsley—

SB 1384—A bill to be entitled An act relating to the Physical Therapy Licensure Compact; amending s. 486.021, F.S.; revising a definition; amending s. 486.025, F.S.; requiring the executive director of the Board of Physical Therapy or her or his designee to serve as state delegate of the Physical Therapy Licensure Compact; revising a cross-reference; amending ss. 486.031 and 486.106, F.S.; providing eligibility criteria for a multistate license; requiring that multistate licenses be distinguished from single-state licenses; exempting certain persons from physical therapy and physical therapist assistant licensure requirements, respectively; amending s. 486.0715, F.S.; conforming a cross-reference; creating s. 486.113, F.S.; creating the Physical Therapy Licensure Compact; providing findings and purpose; providing definitions; requiring party states to perform criminal background checks of licensure applicants; providing requirements for multistate licensure; providing for the recognition of physical therapy licenses in member states; requiring licensees on active duty in the United States military to designate a home state; authorizing member states to take adverse action against a physical therapist's multistate licensure privilege; authorizing participation in an alternative program in lieu of adverse action against a license; requiring notification to the home licensing state of an adverse action against a licensee; establishing the Physical Therapy Licensure Compact Commission; providing membership and duties; authorizing the commission to adopt rules; providing for jurisdiction and venue for court proceedings; requiring all member states to participate in a coordinated licensure information system; providing requirements for reporting and exchanging information between member states; providing rulemaking procedures; providing for state enforcement of the compact; providing for the termination of compact membership; providing procedures for dispute resolution; providing construction and severability; amending s. 486.151, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

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

By Senator Grimsley—

SB 1386—A bill to be entitled An act relating to public records and meetings; creating s. 486.114, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Physical Therapy pursuant to the Physical Therapist Licensure Compact; authorizing disclosure of the information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Physical Therapy Compact Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such a meeting; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Artiles—

SB 1388—A bill to be entitled An act relating to medical cannabis; amending s. 381.986, F.S.; defining, redefining, and deleting terms; authorizing physicians to issue physician certifications for medical cannabis or cannabis delivery devices, instead of ordering low-THC cannabis, for patients suffering from a debilitating medical condition; authorizing physicians to make specific determinations in certifications; requiring physicians to meet certain conditions to be authorized to issue such physician certifications; providing criminal penalties; deleting provisions requiring successful completion of a specified course and examination by a physician who orders low-THC cannabis and by a medical director of a dispensing organization; requiring the Department of Health to register medical marijuana treatment centers, rather than to authorize the establishment of dispensing organizations; requiring

the department to register additional medical marijuana treatment centers under certain circumstances; requiring the department to authorize the establishment of medical marijuana testing facilities; prohibiting a medical marijuana testing facility from being owned by certain persons; providing rulemaking authority; conforming provisions to changes made by the act; deleting provisions relating to the department's issuance of registration cards for patients and their legal representatives; requiring the department to establish a quality control program that requires medical cannabis to be tested by a medical marijuana testing facility; requiring medical marijuana treatment centers to submit samples of medical cannabis to a medical marijuana testing facility; providing testing specifications; requiring retention of testing records; providing rulemaking authority; conforming provisions to changes made by the act; amending ss. 381.987, 385.211, 499.0295, 893.02, and 1004.441, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Latvala—

SB 1390—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Latvala—

SB 1392—A bill to be entitled An act relating to Temporary Assistance for Needy Families (TANF) applicant drug screening; creating s. 414.0653, F.S.; requiring the Department of Children and Families to perform a drug test on an applicant for TANF benefits with a prior felony conviction or history of arrests for a drug-related offenses; specifying that the cost of drug testing is the responsibility of the individual tested; requiring the department to provide notice of the drug-screening policy; requiring the department to increase the amount of the initial TANF benefit under certain circumstances; providing procedures for testing and retesting; requiring the department to provide information concerning local substance abuse treatment programs to certain individuals; providing conditions for an individual to reapply for TANF benefits; specifying that a child remains eligible for benefits if a parent fails a drug test; providing conditions for designating another protective payee; providing rulemaking authority to the department; providing an effective date.

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

By Senator Hukill—

SB 1394—A bill to be entitled An act relating to the Office of Program Policy Analysis and Government Accountability; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of the district cost differential for each school district and to provide recommendations; providing requirements for the recommendations; requiring a report to the Legislature by a specified date; providing an effective date.

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

By Senator Brandes—

SB 1396—A bill to be entitled An act relating to regulated professions and occupations; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and a requirement that the Division of Florida Condominiums, Timeshares, and Mobile Homes establish a certain fee; amending s.

447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; repealing part VII of ch. 468, F.S., relating to the regulation of talent agencies; amending s. 468.451, F.S.; revising legislative intent related to the regulation of athlete agents; reordering and amending s. 468.452, F.S.; deleting the term “department”; repealing s. 468.453, F.S., relating to the licensure of athlete agents; repealing s. 468.4536, F.S., relating to renewal of such licenses; amending s. 468.454, F.S.; revising the information that must be stated in agent contracts; deleting a condition under which an agent contract is void and unenforceable; repealing s. 468.456, F.S., relating to prohibited acts for athlete agents; repealing s. 468.4561, F.S., relating to unlicensed activity and penalties for violations; amending s. 468.45615, F.S.; conforming provisions to changes made by the act; amending s. 468.4565, F.S.; deleting provisions authorizing the Department of Business and Professional Regulation to access and inspect certain records of athlete agents, to take certain related disciplinary actions, and to exercise certain subpoena powers; repealing s. 468.457, F.S., relating to rulemaking authority; amending s. 469.006, F.S.; requiring that a license be in the name of a qualifying agent, rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 477.013, F.S.; redefining the term “hair braiding”; amending s. 477.0132, F.S.; excluding the practices of hair wrapping and body wrapping from regulation under the Florida Cosmetology Act; amending s. 477.0135, F.S.; providing that a license or registration is not required for a person whose occupation or practice is confined solely to adding polish to nails or solely to hair wrapping or body wrapping; amending ss. 477.019, 477.026, 477.0265, and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing a business organization to proceed with specified contracts under a temporary certificate in certain circumstances; defining the term “incomplete contract”; requiring the qualifying agent to give written notice to the department before engaging in an architectural or interior design practice under her or his own name or in affiliation with another business organization; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.221 and 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; deleting the term “certificate of authorization”; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.503, F.S.; deleting an exemption from regulation for certain persons; amending s. 489.518, F.S.; exempting certain persons from initial training for burglar alarm system agents; providing an effective date.

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

By Senator Stewart—

SB 1398—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; requiring the Department of Business and Professional Regulation to establish a program to provide for the certification of certain experts; authorizing such experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; requiring the department to establish certification requirements; authorizing an owner of a place of public accommodation to request a facility to be inspected for specified purposes; requiring a certified expert to provide the owner of a place of public accommodation a certification of conformity if the facility conforms to specified provisions of the Americans with Disabilities Act; specifying that such certificate is valid for 3 years; specifying that an owner of a place of public accommodation may submit a remediation plan to the department under certain circumstances; providing that a remediation plan is only valid for a certain period of time; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Grimsley—

SB 1400—A bill to be entitled An act relating to child welfare; amending s. 39.521, F.S.; requiring a parent whose actions have caused harm to a child who is adjudicated to be dependent to submit to a substance abuse disorder assessment or evaluation and to participate in and comply with treatment and services; creating s. 39.6001, F.S.; requiring the Department of Children and Families, in partnership with the Department of Health, the Agency for Health Care Administration, other state agencies, and community partners, to develop a strategy for certain coordinated services; providing for creation of a safe care plan that addresses the health and substance abuse disorder treatment needs of a newborn and affected family or caregiver and provides for the monitoring of services provided; amending s. 39.6012, F.S.; requiring a parent whose actions have caused harm to a child adjudicated to be dependent to submit to a substance abuse disorder assessment or evaluation and to participate in and comply with treatment and services; creating s. 381.00515, F.S.; requiring the Department of Health to establish a hormonal long-acting reversible contraception (HLARC) program; requiring the department to contract with family planning and health care providers to implement the program and provide HLARC services throughout the state; requiring that such contracts include specified provisions; providing for an annual appropriation; requiring the department to seek grants for additional funding; requiring the department to submit an annual report to the Governor and the Legislature by a specified date; requiring the department to publish the report on its website; specifying requirements for the report; creating s. 409.16741, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to develop or adopt one or more initial screening assessment instruments to identify and determine the needs of, and plan services for, substance exposed newborns and their families; requiring the department to conduct certain staffings relating to services for substance exposed newborns and their families; specifying that certain local service capacity be assessed; providing that child protective investigators receive specialized training in working with substance exposed newborns and their families before they accept such cases; creating s. 409.16742, F.S.; providing legislative findings and intent; establishing a shared family care residential services pilot program for substance exposed newborns; providing an appropriation subject to certain requirements; providing a statement of public necessity; providing an effective date.

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

By Senator Latvala—

SB 1402—A bill to be entitled An act relating to local governmental financial emergencies; amending s. 218.503, F.S.; expanding the entities that have oversight over local governmental entities, charter

schools, charter technical career centers, and district school boards under certain circumstances; specifying the number of members to be on a financial emergency board; specifying the entities who shall appoint members to the board; providing qualifications of members and the chair of the board; revising the information to which the board has access; requiring the adoption of rules to conduct board business; authorizing the board to take specified actions; requiring recommendations and reports to be submitted to specified entities; authorizing the board to assume operation and institutional control of a local governmental entity's or district school board's functions under certain circumstances; amending s. 218.504, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Farmer—

SB 1404—A bill to be entitled An act relating to correctional privatization; prohibiting the entry into or renewal of contracts relating to correctional privatization after a specified date; providing for custody of inmates after the expiration of such contracts; providing for future repeal of ch. 957, F.S., relating to correctional privatization; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senators Powell, Passidomo, and Baxley—

SB 1406—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; directing the agency to adopt rules governing such criteria and the development of certain electronic forms to provide reports to the Department of Health; creating s. 395.30381, F.S.; requiring stroke centers to provide certain information to the department; requiring the department to establish a statewide stroke registry; providing immunity from liability under certain circumstances; requiring the department to adopt rules; amending s. 395.3041, F.S.; conforming a provision and deleting obsolete dates; providing an effective date.

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

By Senator Broxson—

SB 1408—A bill to be entitled An act relating to public records; creating s. 744.20042, F.S.; creating an exemption from public records requirements for certain personal identifying information, personal health and financial records, and photographs and video recordings held by the Department of Elderly Affairs in connection with a complaint filed or an investigation conducted pursuant to part II of ch. 744, F.S.; specifying that information retains its confidential and exempt status for the duration of an investigation; authorizing disclosure to specified entities and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

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

By Senator Perry—

SB 1410—A bill to be entitled An act relating to the best and brightest teachers and principals; amending s. 1012.731, F.S.; revising the eligibility criteria for the Florida Best and Brightest Teacher Scholarship Program; requiring certain classroom teachers to submit an official transcript with a specified honor to demonstrate eligibility; providing for retention of a classroom teacher's scholarship eligibility under certain circumstances; requiring each school district to annually

submit certain information to the Department of Education; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Principal Scholarship Program; providing legislative intent; providing for funding of the program; providing for certain school principals to receive a scholarship under the program; providing eligibility requirements; requiring the department to annually identify eligible school principals and disburse funds to school districts by a specified date; requiring each eligible school principal to receive a scholarship; requiring scholarships to be prorated under certain circumstances; requiring school districts to annually award scholarships to eligible school principals by a specified date; requiring school districts to provide best and brightest principals with specified additional authority and responsibilities; defining the term “school district”; providing an effective date.

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

By Senator Broxson—

SB 1412—A bill to be entitled An act relating to prohibited property insurance practices; creating s. 455.2278, F.S.; providing grounds for the discipline of licensees of various professions and occupations regulated by the Department of Business and Professional Regulation for certain referrals involving property insurance proceeds, for interpreting or advising on coverage or duties under a property insurance policy or adjusting a property insurance claim under certain circumstances, or for failing to provide a good faith estimate of the cost of services and materials for repairs subject to certain requirements; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Rules.

By Senator Bradley—

SB 1414—A bill to be entitled An act relating to school funding transparency; creating s. 1002.25, F.S.; providing legislative findings; requiring the Department of Financial Services to create a website detailing the amount of state, local, and federal funding that school districts spend per child; requiring the Department of Education to provide specified information to the Department of Financial Services; providing an appropriation; providing an effective date.

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

By Senator Young—

SB 1416—A bill to be entitled An act relating to enhanced safety for school crossings; creating s. 316.1896, F.S.; requiring the Department of Transportation to evaluate the viability and cost of a uniform system of high-visibility markings and signage for designation of safe school crossings, subject to certain requirements; authorizing the department to consider in its evaluation implementation of new technology or innovations that enhance pedestrian and crosswalk visibility; providing an effective date.

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

By Senator Flores—

SB 1418—A bill to be entitled An act relating to the seclusion and restraint of students with disabilities in public schools; amending s. 1003.573, F.S.; defining terms; providing legislative findings and intent; providing requirements for the use of manual physical restraint by school personnel; prohibiting specified manual physical restraint techniques; requiring each school to ensure that a student who has been manually physically restrained receive a medical evaluation after such restraint; prohibiting school personnel from placing a student in seclusion; providing requirements for the use of time-out; requiring that a school district report its procedures for training and certification in the use of manual physical restraint to the Department of Education; pro-

viding requirements for such training and certification; requiring each school district to annually provide refresher certification; requiring a school district’s manual physical restraint policies to address certain issues; requiring that a school review a student’s functional behavior assessment and positive behavioral intervention plan under certain circumstances; requiring that parents be notified of a school district’s policies regarding the use of manual physical restraint; revising information to be included in a school incident report; requiring that each school send a redacted copy of any incident report or other documentation to Disability Rights Florida; requiring that the department make available on its website data of incidents of manual physical restraint; requiring that each school district develop policies and procedures governing the authorized use of manual physical restraint, the personnel authorized to use such restraint, training procedures, analysis of data, and the reduction of the use of manual physical restraint; requiring that any revisions to a school district’s policies and procedures be filed with the bureau chief of the Bureau of Exceptional Education and Student Services; providing an effective date.

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

By Senator Broxson—

SB 1420—A bill to be entitled An act relating to trespasses upon school buses; creating s. 810.098, F.S.; defining the term “school bus”; providing that a person who boards or enters any part of or who remains upon a school bus commits a trespass upon a school bus under specified circumstances; providing criminal penalties; providing that a person commits a trespass upon a public school bus for additional specified actions; providing criminal penalties; authorizing a law enforcement officer to arrest a person, either on or off the school bus and without warrant, if the officer has probable cause for believing the person has committed the offense of trespass upon a school bus; exempting a law enforcement officer who arrests such person from being held criminally or civilly liable for false arrest, false imprisonment, or unlawful detention; providing an effective date.

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

By Senator Stewart—

SB 1422—A bill to be entitled An act relating to minority teacher education scholars; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising the scholar awards on which the Florida Fund for Minority Teachers, Inc.’s budget projection to the Department of Education must be based; providing an effective date.

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

By Senator Baxley—

SB 1424—A bill to be entitled An act relating to service of process; amending s. 48.021, F.S.; revising authority of special process servers; revising a cross-reference; requiring that civil witness subpoenas be served by certain persons; requiring that electronic service be made only by certain authorized individuals; amending s. 48.031, F.S.; revising requirements for documenting service of process; amending s. 48.062, F.S.; revising requirements for service on limited liability companies; amending s. 48.21, F.S.; revising requirements for return-of-service forms; authorizing certain persons to electronically sign return-of-service forms; amending s. 48.27, F.S.; revising authority of certified process servers; conforming terminology; creating s. 49.13, F.S.; authorizing use of electronic means for constructive service by publication; requiring that such electronic service by publication be made only in certain circumstances by certain authorized individuals; providing an effective date.

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

By Senator Artilles—

SB 1426—A bill to be entitled An act relating to sales tax exemptions for governmental entities; amending s. 212.08, F.S.; providing construction relating to when a transaction is properly characterized as an exempt sale or lease to a governmental entity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Baxley—

SB 1428—A bill to be entitled An act relating to the Hernando County Hometown Heroes Pilot Program; creating the Hometown Heroes Pilot Program; providing definitions; authorizing the transfer to certain nonprofit agencies of specific sales and use taxes that were previously paid by certain corporations; providing eligibility requirements; specifying dollar limits of the program; specifying dollar limits that individual corporations may request to be transferred for any fiscal year; providing application criteria for qualifying nonprofit agencies and for corporations participating in the pilot program; requiring the Department of Revenue and the Department of Economic Opportunity to develop application forms; requiring the Department of Economic Opportunity to provide monitoring of qualified nonprofit agencies receiving funds; requiring the Department of Revenue to review applications and transfer certain sales and use taxes that have previously been remitted; providing for rulemaking; providing penalties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Lee—

SB 1430—A bill to be entitled An act relating to continuing care contracts; providing a short title; amending s. 651.011, F.S.; defining and redefining terms; amending s. 651.013, F.S.; revising applicability of certain provisions of the Florida Insurance Code as to providers of continuing care and continuing care at-home; providing legislative intent; amending s. 651.014, F.S.; making technical changes; amending s. 651.019, F.S.; requiring all new financing or refinancing to be in the best interest of facilities and their residents; revising requirements for providers relating to financing and refinancing; amending s. 651.021, F.S.; revising requirements for obtaining a certain written approval from the Office of Insurance Regulation relating to construction or marketing for an expansion of a certificated facility; revising criteria used by the office in determining whether to approve an expansion; requiring certain entrance fees and reservation deposits to be held according to certain escrow requirements; amending s. 651.022, F.S.; revising the required information on applications for provisional certificates of authority; revising requirements for amending such applications; revising construction and the office's procedures for reviewing such applications; amending s. 651.023, F.S.; revising the information required to be provided to the office for the issuance of certificates of authority; revising construction; revising the office's procedures for reviewing applications for such certificates; revising the office's requirements for issuing such certificates; amending s. 651.024, F.S.; revising requirements for persons who seek to acquire or assume specified ownership, possession, or control over providers or providers' assets; authorizing such persons to rebut presumptions of control by making specified filings with the office; creating s. 651.0245, F.S.; providing application requirements and procedures for the simultaneous acquisition of facilities and the issuance of certificates of authority; specifying conditions under which the office may disapprove acquisitions or must approve acquisitions; prohibiting the office from approving certain applications; authorizing persons to rebut presumptions of control by making specified filings with the office; defining terms; providing construction; authorizing the Financial Services Commission to adopt rules; creating s. 651.025, F.S.; prohibiting certain persons who served in specified capacities with certain insolvent facilities or providers from thereafter serving in such capacities under certain circumstances; amending s. 651.0261, F.S.; requiring providers to file specified quarterly statements at specified intervals; authorizing the office to waive the requirement under certain circumstances; revising the office's

authority to require, under certain circumstances, providers and facilities to file monthly statements and certain other information; authorizing the commission to adopt rules; creating s. 651.0271, F.S.; specifying requirements for actuarial opinions by providers, if required by the office; specifying the circumstances under which the office may require a provider to submit an actuarial opinion; amending s. 651.033, F.S.; revising requirements for escrow accounts that are required for specified funds; prohibiting escrow agents from releasing or permitting the transfer of funds under certain circumstances; creating s. 651.034, F.S.; specifying contractual liability reserve requirements for providers; specifying allowable investments for such reserves; requiring providers to submit to the office actuarial opinions and actuarial studies at specified intervals; providing requirements for such opinions and studies; authorizing disciplinary actions by the office; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising, as of a specified date, the minimum liquid reserve requirements of providers; providing applicability; authorizing the office to order the immediate transfer of specified funds under certain circumstances; authorizing providers to withdraw funds from certain debt service reserves under certain circumstances; providing procedures for the office to provide approval or disapproval for such withdrawals; conforming provisions to changes made by the act; creating s. 651.036, F.S.; defining terms; requiring providers to obtain the office's approval before paying certain dividends or distributions of assets; providing notice requirements for providers intending to pay such dividends or distributions; specifying conditions under which the office may approve such dividends or distributions; providing criminal penalties for certain acts by persons of the provider relating to dividends or distributions; authorizing administrative actions by the office; creating s. 651.043, F.S.; defining the term "management"; providing requirements for contracts for management; providing requirements and procedures for providers to notify the office of certain changes in management; providing procedures for the office's review and approval or disapproval of such changes; specifying conditions under which the office may disapprove new management and order providers to cancel such contracts; requiring disapproved management to be removed within a specified timeframe; authorizing disciplinary action by the office under certain circumstances; requiring providers to immediately remove management under certain circumstances; providing for construction; amending s. 651.051, F.S.; requiring all records and assets of providers to be maintained in this state; providing for construction relating to certain electronic storage of records; amending s. 651.055, F.S.; revising requirements for continuing care contracts; conforming a cross-reference; specifying the required timeframe for a certain refund; creating s. 651.058, F.S.; specifying grounds upon which the office may disapprove continuing care contracts; creating s. 651.064, F.S.; prohibiting persons from unfair and deceptive trade practices relating to continuing care contracts; providing civil penalties; specifying such unfair and deceptive trade practices; authorizing certain trade practices; providing for construction; amending s. 651.071, F.S.; revising construction relating to continuing care and continuing care at-home contracts in the event of receivership or liquidation proceedings against providers; amending s. 651.091, F.S.; revising disclosure requirements for continuing care facilities and certain providers; conforming a cross-reference; amending s. 651.105, F.S.; revising applicability of certain provisions of the Florida Insurance Code relating to examinations and investigations; authorizing the office, as of a specified date, to examine providers and their affiliates for a specified purpose; defining the term "enterprise risk"; creating s. 651.1055, F.S.; requiring providers to cooperate with the office, including responding to correspondence and providing certain information; amending s. 651.106, F.S.; revising the office's authority in certain disciplinary actions; revising grounds for such actions against applicants or providers; creating s. 651.1065, F.S.; prohibiting certain persons of impaired or insolvent continuing care retirement communities from permitting such communities to solicit or accept new continuing care contracts under certain circumstances; providing a criminal penalty; amending s. 651.107, F.S.; revising the period of suspension of certificates of authority; revising certain conditions under which such suspensions are rescinded and the certificates are reinstated; amending s. 651.114, F.S.; revising procedures and requirements of providers and the office in delinquency proceedings of providers; providing for and revising construction; revising certain authority relating to a certain petition for a court order from the office to the Department of Financial Services; revising conditions under which the department or office are vested with certain powers and duties relating to delinquency proceedings; revising notice requirements for providers in delinquency proceedings; creating s. 651.1141, F.S.; providing that

certain violations constitute an immediate danger to the public health, safety, or welfare; authorizing the office to issue immediate final orders for such violations; amending s. 651.1151, F.S.; requiring providers to submit to the office contracts for administrative, vendor, or management services with certain entities; authorizing the office to disapprove such contracts under certain circumstances; deleting an obsolete date; amending s. 651.119, F.S.; providing that the department is the creditor of liquidated facilities or facilities pending liquidation for the purpose of providing certain entrance fee refunds; authorizing the office to seek voluntary contributions from and levy certain assessments against providers' contractual liability reserves; revising the limit on assessments that the office may assess from certain reserves for specified purposes; revising requirements for the office in modifying providers' minimum liquid reserve requirements; specifying the allocation and maximum refund amounts payable to displaced residents; defining the term "entrance fee refund"; amending s. 651.125, F.S.; providing a criminal penalty for a person who takes certain actions without having a valid provisional certificate of authority; making a technical change; amending s. 651.131, F.S.; revising applicability of certain limitations of judgment amounts resulting from actions under prior law; repealing s. 651.132, F.S., relating to amendment or renewal of existing contracts; amending s. 651.012, F.S.; conforming a cross-reference; providing effective dates.

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

By Senator Perry—

SB 1432—A bill to be entitled An act relating to access to health care practitioner services; amending s. 456.013, F.S.; exempting physicians who provide a certain number of hours of pro bono services from continuing education requirements; amending s. 458.310, F.S.; revising the eligibility criteria for a restricted license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 458.3105, F.S.; establishing a registration program for volunteer retired physicians; providing eligibility criteria for such registration; requiring biennial renewal of registration; authorizing the Department of Health to waive certain fees; authorizing the Board of Medicine to deny or revoke registration for noncompliance with certain requirements; amending s. 458.311, F.S.; revising the physician licensure criteria applicable to Canadian applicants; amending s. 458.319, F.S.; requiring the department to waive a physician's license renewal fee under certain circumstances; creating s. 459.00751, F.S.; providing legislative intent; authorizing the Board of Osteopathic Medicine to issue a restricted license to qualified applicants; providing eligibility criteria for such license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 459.00752, F.S.; establishing a registration program for volunteer retired osteopathic physicians; providing eligibility criteria for such registration; requiring biennial renewal of registration; authorizing the Department of Health to waive certain fees; authorizing the Board of Osteopathic Medicine to deny or revoke registration for noncompliance with certain requirements; amending s. 459.008, F.S.; requiring the department to waive an osteopathic physician's license renewal fee under certain circumstances; amending s. 766.1115, F.S.; revising the definition of the term "low-income" for purposes of the Access to Health Care Act; providing an effective date.

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

By Senator Perry—

SB 1434—A bill to be entitled An act relating to patient safety culture surveys; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to develop surveys to assess patient safety culture in certain health care facilities; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; amending s. 408.810, F.S.; requiring the submission of patient safety culture survey data as a condition of licensure; amending ss. 400.991, 408.8065, and 408.820, F.S.; conforming cross-references; providing an effective date.

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

By Senator Clemens—

SB 1436—A bill to be entitled An act relating to controlled substance offenses; amending s. 893.135, F.S.; reducing minimum mandatory sentences for certain trafficking offenses; increasing the threshold amounts for certain trafficking offenses; authorizing downward departures for sentences for certain violations involving trafficking of hydrocodone or oxycodone; amending s. 921.0024, F.S.; increasing the sentencing scoresheet multiplier for drug trafficking offenses; revising provisions relating to state motions for suspended sentences for certain violations; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Broxson—

SB 1438—A bill to be entitled An act relating to aquifer replenishment; amending s. 403.087, F.S.; requiring additional permit conditions for projects involving certain underground injection; creating s. 403.0878, F.S.; authorizing the Department of Environmental Protection to develop specific rule criteria for advanced water treatment; authorizing the department to establish additional conditions for the construction of advanced water treatment facilities and underground injection under certain circumstances; providing an effective date.

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

By Senator Rouson—

SR 1440—A resolution acknowledging the abuses experienced by children confined in the Arthur G. Dozier School for Boys and expressing the Legislature's regret for such abuses and the commitment to ensure that the children of the State of Florida are protected from the abuses and violations that took place at such facility.

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

By Senator Broxson—

SB 1442—A bill to be entitled An act relating to fee and surcharge reductions; amending s. 113.01, F.S.; deleting the fee for a commission of an elected officer by the Governor; amending s. 206.41, F.S.; deleting the fee for a claim for refund of the tax on motor fuel; amending s. 212.18, F.S.; deleting a registration fee for certain dealers or businesses; amending s. 319.32, F.S.; exempting a surviving spouse from the fee to transfer a motor vehicle title; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word "Veteran" to an identification card or driver license; amending s. 322.21, F.S.; exempting veterans from the fee for an original commercial driver license; exempting certain persons from the fee for an identification card; amending s. 455.271, F.S.; revising provisions relating to imposition and amount of a delinquency fee for licensees regulated by the Department of Business and Professional Regulation; amending s. 488.03, F.S.; reducing fees for application, licensure, and renewal of licensure to operate a driver school; amending s. 553.721, F.S.; reducing the amount of the surcharge assessed by the department on Florida Building Code permit fees; amending ss. 15.09, 212.0596, and 319.28, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Stewart—

SB 1444—A bill to be entitled An act relating to public notices by local governmental entities; amending s. 50.011, F.S.; providing that publication of a notice or advertisement on a publicly accessible website maintained by a county or municipality constitutes legal notice for specified purposes; amending s. 50.021, F.S.; authorizing a county, municipality, or dependent special district to publish legally required advertisements on a publicly accessible website; amending ss. 50.0211 and 50.031, F.S.; providing that publication of a notice or advertisement on a publicly accessible website maintained by a county or municipality constitutes legal notice for specified purposes; creating s. 50.0311, F.S.; providing a definition; authorizing the publication of legally required notices and advertisements on a publicly accessible website maintained by a county or municipality under certain circumstances; providing requirements for publication of such notices and advertisements; requiring the county or municipality to complete, sign, and maintain on file a certain affidavit for specified published notices and advertisements; amending ss. 50.051 and 50.061, F.S.; conforming provisions to changes made by the act; amending s. 100.342, F.S.; authorizing the publication of a notice of a special election or referendum on a publicly accessible website; amending s. 125.66, F.S.; authorizing the publication of a notice of intent to consider an ordinance by a board of county commissioners on a publicly accessible website; requiring that such notice be continuously posted on the website for a specified period; conforming provisions to changes made by the act; amending s. 129.03, F.S.; authorizing the publication of a county's summary statement of adopted tentative budgets on a publicly accessible website; amending s. 129.06, F.S.; authorizing the publication of notice of a public hearing relating to the amendment of a county budget on a publicly accessible website; amending s. 153.79, F.S.; authorizing the publication of certain water system or sewer system projects on a publicly accessible website; requiring that such publication be continuously posted for a specified period; amending s. 159.32, F.S.; authorizing the advertisement of competitive bids for certain construction contracts on a publicly accessible website; amending s. 162.12, F.S.; authorizing the publication of notice of a county or municipal code enforcement board hearing on a publicly accessible website; amending s. 163.3184, F.S.; authorizing the publication of notice for adoption of a local government comprehensive plan or plan amendment, or the approval of a compliance agreement, on a publicly accessible website; providing requirements for such publication; amending s. 166.041, F.S.; authorizing the publication of notice for adoption of municipal ordinances on a publicly accessible website; conforming provisions to changes made by the act; amending s. 170.05, F.S.; authorizing the publication of a municipal resolution relating to public improvements financed by special assessments on a publicly accessible website; amending s. 170.07, F.S.; authorizing the publication of notice of a hearing of a preliminary assessment roll on a publicly accessible website; amending s. 180.24, F.S.; authorizing the publication of certain contracts for construction of utilities on a publicly accessible website; requiring that such publication be posted for a specified period; amending s. 197.3632, F.S.; authorizing certain local governmental entities to publish a notice of intent relating to the use of the uniform method of collecting non-ad valorem assessments on a publicly accessible website; providing requirements for such publication; amending s. 200.065, F.S.; authorizing certain local governmental entities to advertise a notice of intent to adopt a millage rate and budget on a publicly accessible website; providing requirements for such advertisement; amending s. 255.0525, F.S.; authorizing the advertisement of the solicitation of competitive bids or proposals for certain construction projects on a publicly accessible website; providing requirements for such advertisement; amending s. 380.06, F.S.; authorizing the publication of an advertisement for a public hearing relating to an areawide development-of-regional-impact plan review on a publicly accessible website; conforming provisions to changes made by the act; amending s. 403.973, F.S.; revising a definition to conform to changes made by the act; amending s. 420.9075, F.S.; authorizing the advertisement of a notice of funding availability under local housing assistance plans on a publicly accessible website; providing an effective date.

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

By Senator Rouson—

SB 1446—A bill to be entitled An act relating to pay-for-success contracts; creating s. 287.05715, F.S.; defining terms; authorizing a

state agency to negotiate and enter into a pay-for-success contract with a private entity, subject to authorization in the General Appropriations Act; requiring a state agency to take certain actions if participating in the program; prescribing requirements for a pay-for-success contract; requiring a contracted private entity to annually report to the appropriate state agency for the length of the contract; specifying an exclusion from competitive solicitation requirements; requiring the Department of Management Services to prescribe procedures by a specified date; authorizing the Department of Health to implement the Nurse-Family Partnership pay-for-success program; providing an appropriation; providing an effective date.

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

By Senator Thurston—

SB 1448—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exception to the amount of time that a law enforcement agency is required to retain body camera recordings if a specified complaint is filed in a court of law or with the law enforcement agency; providing an effective date.

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

By Senator Powell—

SB 1450—A bill to be entitled An act relating to text-to-911 services; amending s. 365.172, F.S.; directing the Technology Program within the Department of Management Services to expedite implementation of a text-to-911 technology in the state; directing the office to use information identified in a specified report to assist public agencies and voice communications services providers in implementing the technology; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Book—

SB 1452—A bill to be entitled An act relating to taximeters; amending s. 531.37, F.S.; revising the definition of the term “weights and measures”; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; providing an effective date.

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

By Senator Broxson—

SB 1454—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; adding the Statewide Medical Director for Child Protection as an official who must be consulted in the screening, employment, and termination of child protection team medical directors statewide; amending ss. 458.3175 and 459.0066, F.S.; providing that an expert witness certificate authorizes a physician to provide expert testimony in abandonment, dependency, and sexual abuse cases; amending s. 827.03, F.S.; expanding the application of expert testimony requirements in cases involving abuse, aggravated abuse, or neglect of a child to include criminal cases involving neglect, abandonment, dependency, and sexual abuse; requiring the Children's Medical Services program within the Department of Health to convene a task force to develop a standardized protocol for forensic interviews of children suspected of being abused; specifying the composition of the task force; requiring the department to submit the standardized protocol to the Legislature 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.

By Senator Clemens—

SB 1456—A bill to be entitled An act relating to postsecondary performance-based funding; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study relating to performance-based funding of public community colleges and universities; specifying requirements for the study; requiring OPPAGA to provide a report to the Legislature by a specified date; providing an effective date.

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

By Senator Simmons—

SB 1458—A bill to be entitled An act relating to direct-support organizations; amending ss. 413.0111 and 413.615, F.S.; abrogating the scheduled repeal of provisions relating to the blind services direct-support organization and the Florida Endowment for Vocational Rehabilitation; providing an effective date.

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

SB 1460—Withdrawn prior to introduction.

By Senator Hutson—

SB 1462—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; revising provisions relating to additional student payment for credit hours exceeding baccalaureate degree program completion requirements at state universities; providing an effective date.

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

By Senator Hutson—

SB 1464—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.53, F.S.; removing a condition under which a student is authorized to use a Florida Bright Futures Scholarship Program award for summer term enrollment if funds are available; requiring that the Legislature appropriate additional funds necessary for use of an award for summer term enrollment as provided in the General Appropriations Act; providing an effective date.

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

By Senator Campbell—

SB 1466—A bill to be entitled An act relating to pet dealers; providing definitions; requiring a pet dealer to only sell or offer for sale a dog procured from a humane society, an animal shelter, or a person or entity who has not been adjudicated and issued certain citations for violating the federal Animal Welfare Act; prohibiting a commercial dog breeder from selling a dog to a pet dealer if the breeder is not licensed under such act; requiring a pet dealer to retain certain records for a specified period after the sale of any dog; providing penalties; providing an effective date.

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

By Senator Galvano—

SB 1468—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate with specified entities to assess needs for resources and assistance in an emergency situation; amending s. 1004.345, F.S.; extending the timeframe by which the Florida Polytechnic University must meet specified criteria established by the Board of Governors of the State University System; providing an effective date.

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

By Senator Simmons—

SB 1470—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; prohibiting an agency from offering a bonus on work performance in an inspector general contract or agreement; amending s. 420.506, F.S.; prohibiting the Florida Housing Finance Corporation from offering a bonus on work performance in an inspector general contract or agreement; providing an effective date.

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

By Senator Galvano—

SB 1472—A bill to be entitled An act relating to medicinal cannabis research and education; creating s. 1004.4351, F.S.; providing a short title; providing legislative intent; defining terms; establishing the Coalition for Medicinal Cannabis Research and Education within the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing a purpose for the coalition; establishing the Medicinal Cannabis Research and Education Board to direct the operations of the coalition; providing for the appointment of board members; providing for terms of office, reimbursement for certain expenses, and the conduct of meetings of the board; authorizing the board to appoint a coalition director; prescribing the duties of the coalition director; requiring the board to advise specified entities and officials regarding medicinal cannabis research and education in this state; requiring the board to annually adopt a Medicinal Cannabis Research and Education Plan; providing requirements for the plan; requiring the board to issue an annual report to the Governor and the Legislature by a specified date; specifying responsibilities of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing an effective date.

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

By Senator Perry—

SB 1474—A bill to be entitled An act relating to teacher certification; amending s. 1012.56, F.S.; requiring the Department of Education to issue a temporary educator certificate within a specified period; requiring the department to provide electronic notice of the issuance of a temporary certificate to specified entities; requiring the department to provide the applicant an official statement of status of eligibility upon issuance of a temporary certificate; providing content requirements for the statement of status of eligibility; revising the criteria instructional personnel must meet to be issued a professional certificate; providing that an applicant for professional certification is not required to take or pass a specified examination under certain circumstances; authorizing charter schools and charter management organizations to develop a professional development certification and education competency program; revising program requirements; requiring the department to adopt standards for the approval of such programs by a specified date; providing requirements for such standards; requiring each school district and charter school to submit its program for approval by a specified date; providing that certification requirements may not be met in a program that is not approved by the department after a specified date; amending s. 1012.585, F.S.; revising college credit and inservice hour requirements for renewal of a professional certificate to include participation in specified activities; amending s. 1012.98, F.S.; revising the

activities designed to implement the school community professional development act to include specified training relating to a professional development certification and education competency program; revising requirements for school district professional development systems; requiring the department to disseminate professional development programs that meet specified criteria; amending s. 1001.42, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Brandes—

SB 1476—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; defining the terms “commission” and “program”; providing legislative findings; establishing the blue star collection system assessment and maintenance program and providing its purpose; requiring the Department of Environmental Protection to review and approve program applications for certification; requiring the Environmental Regulation Commission to adopt certification standards for the program; specifying the documentation a utility must submit to qualify; authorizing the department to waive certain requirements for utilities for certain smaller populations; providing for certification expiration and renewal; requiring the department to publish an annual list of certified blue star utilities; requiring the department to allow public and not-for-profit utilities to participate in the Clean Water State Revolving Fund Program; allowing for the reduction of penalties and reinvestment of penalties for sewer overflow for certified utilities; amending section s. 403.067, F.S.; creating a presumption of compliance for certain total maximum daily load requirements for certified utilities; amending section s. 403.087, F.S.; requiring the department to provide extended operating permits when a certified utility applies for permit renewal; amending s. 403.1838, F.S.; allowing for additional recipients and uses of Small Community Sewer Construction grants; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Appropriations; and Rules.

By Senator Baxley—

SB 1478—A bill to be entitled An act relating to inspectors general and auditors; amending s. 14.32, F.S.; removing a provision that requires the Chief Inspector General to serve at the pleasure of the Governor; authorizing the termination of the Chief Inspector General’s appointment by a majority vote of both houses of the Legislature; requiring the Chief Inspector General to meet specified qualifications applicable to agency inspectors general; requiring the Chief Inspector General to prepare an annual report containing specified information; amending s. 20.055, F.S.; revising definitions; revising provisions relating to duties and responsibilities of agency inspectors general to include forensic audits; providing that an investigator or auditor employed within an office of the inspector general is a Selected Exempt Service employee; revising the qualifications of agency inspectors general; conforming provisions; requiring each agency inspector general to include specified budgetary and staffing information in an annual report; amending s. 20.121, F.S.; providing that an auditor employed within the Division of Accounting and Auditing of the Department of Financial Services is a Selected Exempt Service employee; amending s. 215.44, F.S.; requiring the State Board of Administration to appoint an inspector general; providing duties and responsibilities for the inspector general necessary to conduct investigations; providing an effective date.

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

By Senator Baxley—

SB 1480—A bill to be entitled An act relating to public records; amending s. 20.055, F.S.; providing an exemption from public records requirements for audit workpapers, records, reports, or other documentation obtained or created during or in relation to an active audit or investigation by an agency inspector general until completion of such

audit or investigation or issuance of a final report; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Garcia—

SB 1482—A bill to be entitled An act relating to transactions with foreign financial institutions; creating s. 655.969, F.S.; requiring financial institutions maintaining correspondent or payable-through accounts with certain foreign financial institutions to report and certify specified information to the Office of Financial Regulation; providing an effective date.

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

By Senator Thurston—

SB 1484—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.697, F.S.; requiring the Department of State to develop instructions and procedures for the electronic submission of vote-by-mail ballots from overseas voters by a specified date; requiring the department, in consultation with supervisors of elections, to develop security measures; prescribing requirements for such security measures; requiring the department to perform an annual security assessment; authorizing the department to adopt emergency rules; providing legislative findings; providing an effective date.

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

By Senator Rouson—

SB 1486—A bill to be entitled An act relating to public safety coordinating councils; amending s. 951.26, F.S.; specifying an additional member for public safety coordinating councils; providing for the member’s appointment and term; providing an effective date.

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

By Senator Clemens—

SB 1488—A bill to be entitled An act relating to annexation procedures for municipalities; amending s. 171.0413, F.S.; revising circumstances under which a municipality is prohibited from annexing certain lands in contiguous, compact, or unincorporated areas without getting consent from a specified percent of landowners in the area; specifying circumstances under which a vote of the electors in the area to be annexed is not required; providing an effective date.

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

By Senator Thurston—

SB 1490—A bill to be entitled An act relating to the Florida College System Minority Need-Based Grant Program; creating s. 1009.895, F.S.; creating the grant program within the Department of Education; requiring the Office of Student Financial Assistance to administer the program; providing the purpose of the program and student eligibility requirements; specifying funding and a funding priority; providing the renewal requirements for the grant awards; providing rulemaking; providing an effective date.

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

By Senator Simmons—

SB 1492—A bill to be entitled An act relating to supplemental academic instruction; amending s. 1011.62, F.S.; removing a limitation on the application of the requirement that specified school districts use certain funds to provide additional intensive reading instruction; specifying the method for designating the 300 lowest-performing elementary schools; requiring categorical funds for supplemental academic instruction to be provided in the Florida Education Finance Program; specifying the method for determining the allocation of categorical funding; providing for the recalculation of categorical funding based on a survey of actual student membership; requiring an allocation to be prorated if certain conditions exist; conforming provisions relating to the research-based reading instruction allocation to changes made by the act; deleting obsolete provisions; providing effective dates.

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

By Senator Rader—

SB 1494—A bill to be entitled An act relating to elections; repealing s. 99.0615, F.S., relating to write-in candidate residency requirements; repealing a requirement that all write-in candidates must reside within the district represented by the office sought at the time of qualification; providing an effective date.

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

By Senator Thurston—

SB 1496—A bill to be entitled An act relating to neighborhood improvement districts; providing that a city ordinance creating a neighborhood improvement district may authorize the district to borrow money, contract loans, and issue bonds, certificates, warrants, notes, or other evidence of indebtedness and may pledge the special assessment power of the district to pay such debts for the purpose of financing certain capital projects; conditioning the exercise of such power by a neighborhood improvement district on approval by the governing board of the district, city commission, and electors of the district; establishing requirements for a referendum; specifying characteristics of such bonds and loans; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

By Senator Rader—

SB 1498—A bill to be entitled An act relating to reclassification of crimes committed against certain victims; amending s. 775.085, F.S.; requiring the reclassification of crimes evidencing prejudice, in whole or in part, based on gender, among other factors; amending s. 775.0863, F.S.; requiring the reclassification of crimes evidencing prejudice, in whole or in part, based on a disability of the victim; revising the term “mental or physical disability”; creating s. 775.0864, F.S.; requiring the reclassification of crimes if a person intentionally selects and commits a crime against a first responder, correctional or correctional probation officer, state attorney or assistant state attorney, or justice or judge; providing for a civil cause of action under certain circumstances for treble damages, an injunction, or other relief; providing for the recovery of attorney fees and court costs; providing that knowledge by the defendant that the victim worked in a certain occupation is an essential element for the reclassification of the offense; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Mayfield—

SB 1500—A bill to be entitled An act relating to the retirement of instructional personnel and school administrators; directing the State Board of Education to adopt rules prohibiting instructional personnel and school administrators from selecting a retirement date that occurs during the regular school year; providing exceptions to the rules; providing an effective date.

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

By Senator Rouson—

SB 1502—A bill to be entitled An act relating to disclosure of contract information by individuals or entities receiving public funding; amending s. 125.0104, F.S.; defining the term “corporation”; requiring certain information to be included in contracts of specified individuals and corporations; requiring marketing partners of an individual or corporation to provide certain financial data to such individual or corporation; providing requirements for the website of specified individuals and corporations; amending s. 288.075, F.S.; providing that the definition of the term “proprietary business information” does not include certain information relating to the amount paid under specified contracts between a private corporation, partnership, or person and an economic development agency; prohibiting an economic development agency from maintaining or agreeing to maintain as confidential the amount paid to certain parties pursuant to an economic incentive agreement; revising the information an economic development agency is required to disclose after a specified period; amending ss. 688.002 and 812.081, F.S.; providing that the definition of the term “trade secret” does not include certain information relating to the amount paid under a contract or agreement between a private corporation, partnership, or person and an economic development agency, the state, or other governmental entity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Rouson—

SB 1504—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; providing that proprietary confidential business information held by an agency is confidential and exempt from public records requirements; authorizing the custodial agency to grant a request to inspect or copy a record that contains proprietary confidential business information under certain circumstances; authorizing any person to petition a court for the public release of those portions of a record made confidential and exempt by the act; providing requirements for the petition and the court order; providing that the act does not supersede any other applicable public records exemptions that existed before a certain date; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a finding of public necessity; repealing s. 815.045, F.S., relating to trade secret information; providing an effective date.

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

By Senator Gibson—

SB 1506—A bill to be entitled An act relating to domestic violence; amending s. 790.233, F.S.; prohibiting persons subject to temporary or final injunctions against domestic violence from possessing firearms or ammunition; prohibiting persons subject to injunctions against acts of repeat violence, dating violence, or sexual violence from possessing firearms or ammunition; deleting a provision relating to legislative intent; creating s. 790.234, F.S.; requiring a law enforcement officer to take temporary custody of firearms at the scene of a domestic violence, stalking or cyberstalking, or repeat violence, dating violence, or sexual violence incident under certain circumstances; specifying required steps a law enforcement officer must take if a firearm is removed from the

scene; providing for the return of such firearms after a specified period; amending s. 741.31, F.S.; specifying that texting is a violation of an injunction for protection against domestic violence or a foreign protection order; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Farmer—

SB 1508—A bill to be entitled An act relating to assisted living facility employee certification; creating s. 429.175, F.S.; providing legislative intent; requiring the Agency for Health Care Administration to approve at least one credentialing entity to develop and administer a voluntary certification program for assisted living facility employees; providing requirements for agency approval; requiring an approved credentialing entity to establish a certification program that establishes specified minimum requirements, requires adherence to a code of ethics and provides for a disciplinary process, and approves training entities to provide precertification training to applicants; requiring an approved credentialing entity to establish application, examination, and certain fees; requiring background screening of applicants for assisted living facility employee certification; providing for expiration and renewal of the certificate; providing for suspension or revocation of the certificate; requiring an assisted living facility to remove a person under certain circumstances and to notify the credentialing entity after such removal; providing an effective date.

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

By Senator Farmer—

SB 1510—A bill to be entitled An act relating to crime reports; amending s. 943.05, F.S.; requiring the Criminal Justice Information Program to submit an annual report to the Federal Bureau of Investigation; specifying the data the program must include in the report; providing an effective date.

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

By Senator Rader—

SB 1512—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; requiring grounds for reclassification of crimes to include prejudice based on the gender or gender identity of the victim; defining the term “gender identity”; amending s. 775.0863, F.S.; requiring grounds for reclassification of crimes to include prejudice based on a disability of the victim; revising the definition of the term “disability”; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code and the offense severity ranking chart, to incorporate the amendments made to ss. 775.085 and 775.0863, F.S., in references thereto; providing an effective date.

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

By Senator Rader—

SB 1514—A bill to be entitled An act relating to public meetings; reenacting and amending s. 286.011, F.S., relating to public meetings; specifying that a board or commission of any entity created by general or special law is subject to public meetings requirements; specifying that a board’s or commission’s adoption of an ordinance or a code is not binding unless public meetings requirements are met; revising notice requirements applicable to public meetings of a board or commission; providing that a member of the public has the right to speak at a public meeting of a board or commission; specifying circumstances under which a board or commission is not required to allow public comment or may restrict the length of time that a member of the public may speak;

requiring members of a board or commission to respond to questions made at public meetings within a specified timeframe; requiring a board or commission to prescribe a form for members of the public wishing to exercise their right to speak; providing civil and criminal penalties for violations of the act; conforming provisions to changes made by the act; repealing s. 286.0114, F.S., relating to the reasonable opportunity to be heard at public meetings; providing a declaration of important state interest; providing an effective date.

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

By Senator Rader—

SB 1516—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; authorizing local laws, ordinances, and regulations to prohibit vacation rentals or regulate the duration and frequency of rental of vacation rentals; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Regulated Industries; and Rules.

By Senator Farmer—

SB 1518—A bill to be entitled An act relating to medical privacy concerning firearms; amending s. 790.338, F.S.; deleting a provision preventing a health care practitioner or facility from entering disclosed information concerning patient firearm ownership into a patient’s medical record under certain circumstances; deleting a provision preventing a health care practitioner or facility from making a written inquiry or asking questions concerning a patient’s ownership of firearms or ammunition under certain circumstances; amending s. 381.026, F.S.; conforming provisions in the Florida Patient’s Bill of Rights and Responsibilities to changes made by the act; providing an effective date.

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

By Senator Latvala—

SB 1520—A bill to be entitled An act relating to condominium terminations; amending s. 718.117, F.S.; revising the default procedure for the optional termination of a condominium; requiring a plan of termination to be approved by at least 90 percent of the total voting interests of the condominium; prohibiting a plan of termination from proceeding if 5 percent or more of the total voting interests reject the plan; revising the period during which a subsequent plan of termination is prohibited from being considered after a rejection; revising applicability; revising the requirement on who must be paid fair market value for his or her unit after rejecting a plan of termination; revising the written disclosures that are required to be provided before a plan of termination is presented; providing an effective date.

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

By Senator Braynon—

SB 1522—A bill to be entitled An act relating to mobile homes; amending s. 723.022, F.S.; requiring a mobile home park owner to maintain specified homeowner information; requiring the park owner to disclose the information to a unit of local government for certain purposes; providing an effective date.

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

By Senator Stewart—

SB 1524—A bill to be entitled An act relating to basin management; amending s. 403.067, F.S.; requiring the Department of Agriculture and Consumer Services to compile and provide the Department of Environmental Protection with annual reports of nutrient applications

within certain basins; authorizing the Department of Agriculture and Consumer Services to request nutrient management and application records from responsible parties within such basins; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations; and Rules.

By Senator Bracy—

SB 1526—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

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

Senate Resolutions 1528-1530—Previously introduced.

By Senator Campbell—

SB 1532—A bill to be entitled An act relating to language requirements for state agency websites and advertisements; creating s. 286.31, F.S.; defining terms; requiring specified information to be published on state agency websites in certain languages; providing applicability; requiring state agencies to disseminate certain advertisements to the public in languages other than English through specified media outlets in certain counties; providing applicability; requiring the Office of Economic and Demographic Research to publish certain information on its website; providing an effective date.

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

By Senator Thurston—

SB 1534—A bill to be entitled An act relating to the Assistive Technology Advisory Council; amending s. 413.407, F.S.; requiring a representative of the Department of Economic Opportunity, rather than of CareerSource Florida, Inc., to serve on the council; deleting a requirement that the council act as the board of directors of the Florida Alliance for Assistive Services and Technology; requiring the council to advise the alliance; providing an effective date.

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

By Senators Perry, Hutson, and Broxson—

SB 1536—A bill to be entitled An act relating to agricultural practices; amending s. 212.08, F.S.; exempting prescription and non-prescription animal health products used to treat poultry or livestock from sales, rental, use, consumption, distribution, and storage taxes; amending s. 320.08, F.S.; revising the circumstances under which a truck tractor or heavy truck engaged in transporting certain agricultural or horticultural products is eligible for a restricted license plate for a fee; amending s. 487.041, F.S.; deleting a requirement that registrants pay a supplemental fee for pesticides that contain an active ingredient for which the United States Environmental Protection Agency has established a food tolerance limit; conforming provisions to changes made by the act; deleting obsolete provisions; amending s. 801.011, F.S.; redefining the term “posted land” to include those lands with boundaries marked by a specified vertical line at specified intervals; amending s. 823.14, F.S.; revising the term “farm product”; providing effective dates.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Broxson—

SB 1538—A bill to be entitled An act relating to domestic wastewater; amending s. 403.086, F.S.; requiring that all functioning reuse systems meet specified minimum baseline flow standards by specified dates; revising the plan that holders of permits authorizing discharge of domestic wastewater through an ocean outfall must submit to the Secretary of Environmental Protection; requiring an amendment and update to such plan by a specified date; deleting obsolete provisions; providing an effective date.

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

By Senator Brandes—

SB 1540—A bill to be entitled An act relating to the Department of Management Services; amending s. 287.057, F.S.; creating the State-wide Procurement Efficiency Task Force within the department; specifying the purpose and membership of the task force; providing meeting requirements; providing for administrative and technical support of the task force; providing that task force members shall serve without compensation or reimbursement of expenses; requiring the task force to submit a report to the Governor and the Legislature by a certain date; providing for the termination of the task force; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

SB 1542—Withdrawn prior to introduction.

By Senator Perry—

SB 1544—A bill to be entitled An act relating to charitable gaming; amending s. 546.10, F.S.; authorizing Type C amusement games or machines to be operated at the premises of a veterans’ service organization under certain conditions; creating s. 849.0932, F.S.; providing definitions; authorizing certain organizations to conduct poker tournaments under certain circumstances; providing requirements and restrictions for such tournaments; prohibiting persons under 18 years of age from participating or being involved in such tournaments; requiring specified information to be posted at the premises at which such tournament is conducted; requiring such organization to submit each tournament result to its board of directors; providing an effective date.

—was referred to the Committees on Regulated Industries; and Appropriations.

By Senator Garcia—

SB 1546—A bill to be entitled An act relating to licensure of foreign-trained physicians; amending s. 458.311, F.S.; revising licensure requirements for certain foreign-trained physicians; removing the requirement for a certain degree from a United States college or university; authorizing the Board of Medicine to make a certain determination regarding the medical exams required for foreign-trained physicians; providing an effective date.

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

SR 1548—Not introduced.

By Senator Artilles—

SB 1550—A bill to be entitled An act relating to the Florida Center for Health Information and Technology; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to contract with a vendor relating to development of systems to leverage existing public and private health care data sources for specified purposes; requiring the agency to submit a report to the Legislature by a specified date; providing an effective date.

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

By Senator Simmons—

SB 1552—A bill to be entitled An act relating to the Florida Best and Brightest Teacher and Principal Scholar Award Program; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Teacher and Principal Scholar Award Program to be administered by the Department of Education; providing the intent and purpose of the program; providing eligibility requirements for classroom teachers and school administrators to participate in the program; providing timelines and requirements for program implementation; providing funding priorities; defining the term “school district”; requiring the State Board of Education to adopt rules; providing an effective date.

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

By Senator Young—

SB 1554—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust’s trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust

does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim for breach of trust or commence the running of a period of limitations or laches; providing intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term “delivery of notice”; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; providing effective dates.

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

By Senator Lee—

SB 1556—A bill to be entitled An act relating to education; amending s. 1002.41, F.S.; prohibiting a district school board from requiring any additional information or verification from a home education program parent under certain circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting by the school district and funding through the Florida Education Finance Program; requiring that home education program students be provided access to certain certifications and assessments offered by the school district; amending s. 1003.21, F.S.; providing an exception for certain children from the age verification requirements for school attendance; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; prohibiting the Department of Highway Safety and Motor Vehicles from issuing a driver license or learner’s driver license to minor students who fail to satisfy compulsory school attendance requirements; amending s. 1007.271, F.S.; exempting dual enrollment students from paying technology fees; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; providing an effective date.

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

By Senator Book—

SB 1558—A bill to be entitled An act relating to child exploitation; amending s. 16.56, F.S.; revising the offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; amending s. 39.01, F.S.; conforming provisions to changes made by the act; amending s. 39.0132, F.S.; revising the types of offenses committed by a child in the custody of the Department of Children and Families which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending s. 39.0139, F.S.; revising the type of offenses that create a rebuttable presumption of detriment for judicial determinations related to contact between a parent or caregiver and certain child victims; conforming provisions to changes made by the act; amending s. 39.301, F.S.; conforming provisions to changes made by the act; amending s. 39.509, F.S.; revising the offenses that may be considered in determining whether grandparental visitation is in the child’s best interest; conforming provisions to changes made by the act; amending s. 90.404, F.S.; conforming provisions to changes made by the act; amending s. 92.56, F.S.; revising the offenses for which a criminal defendant may seek an order of disclosure for certain confidential and exempt court records, for which the state may use a pseudonym instead of the victim’s name, and for which a publication or broadcast of trial testimony may not include certain victim identifying information; conforming provisions to changes made by the act; amending ss. 92.561, 92.565, and 435.04, F.S.; conforming provisions to changes made by the act; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; conforming provisions to changes made by the act; amending s. 456.074, F.S.; revising the offenses for which the licenses of massage therapists and massage establishments must be suspended; conforming provisions to changes made by the act; amending ss.

480.041 and 480.043, F.S.; revising the offenses for which applications for licensure as a massage therapist or massage establishment must be denied; conforming provisions to changes made by the act; amending s. 743.067, F.S.; revising the offenses for which an unaccompanied homeless youth may consent to specified treatment, care, and examination; conforming provisions to changes made by the act; amending ss. 772.102 and 775.082, F.S.; conforming provisions to changes made by the act; amending s. 775.0847, F.S.; revising definitions; conforming provisions to changes made by the act; amending ss. 775.0877, 775.21, 775.215, 784.046, and 794.0115, F.S.; conforming provisions to changes made by the act; amending s. 794.024, F.S.; revising the offenses for which certain victim information may not be disclosed by public employees or officers; providing penalties; conforming provisions to changes made by the act; amending ss. 794.056 and 796.001, F.S.; conforming provisions to changes made by the act; repealing s. 827.071, F.S., relating to sexual performance by a child; amending s. 847.001, F.S.; revising definitions; creating s. 847.003, F.S.; providing definitions; prohibiting a person from using a child in a sexual performance or promoting a sexual performance by a child; providing penalties; amending s. 847.0135, F.S.; providing for separate offenses of computer pornography and child exploitation under certain circumstances; conforming provisions to changes made by the act; amending s. 847.01357, F.S.; conforming provisions to changes made by the act; amending s. 847.0137, F.S.; revising and providing definitions; prohibiting a person from possessing, with the intent to promote, child pornography; prohibiting a person from knowingly possessing, controlling, or intentionally viewing child pornography; providing penalties; providing application and construction; providing for separate offenses of transmission of child pornography under certain circumstances; amending ss. 856.022, 895.02, 905.34, and 934.07, F.S.; conforming provisions to changes made by the act; amending s. 938.085, F.S.; revising the offenses for which a surcharge to be deposited into the Rape Crisis Program Trust Fund shall be imposed; conforming provisions to changes made by the act; amending s. 938.10, F.S.; revising the offenses for which an additional court cost shall be imposed; conforming provisions to changes made by the act; amending ss. 943.0435, 943.04354, 943.0585, 943.059, 944.606, 944.607, 947.1405, 948.013, 948.03, and 948.04, F.S.; conforming provisions to changes made by the act; amending s. 948.06, F.S.; revising the offenses that constitute a qualifying offense for purposes relating to a violation of probation or community control; conforming provisions to changes made by the act; amending ss. 948.062, 948.101, 948.30, 948.32, 960.03, and 960.197, F.S.; conforming provisions to changes made by the act; amending s. 985.04, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Juvenile Justice which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending ss. 985.475 and 1012.315, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking the offense of solicitation of a child via a computer service while misrepresenting one's age on level 8 of the offense severity ranking chart; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; reenacting ss. 39.402(9)(a), 39.506(6), 39.509(6)(b), 39.521(3)(d), 39.524(1), 39.806(1)(d) and (n), 63.089(4)(b), 63.092(3), 68.07(3)(i) and (6), 92.55(1)(b), 92.605(1)(b), 322.141(3), 381.004(2)(h), 384.29(1)(c) and (3), 390.01114(2)(b) and (e), 393.067(4)(h), (7), and (9), 394.495(4)(p), 394.9125(2)(a), 397.4872(2)(a) and (c), 409.1678 (1)(c) and (6)(a) and (b), 435.07(4)(b), 655.50(3)(g), 741.313(1)(e), 775.084(4)(j), 775.0862(2), 775.13(4)(e) and (f), 775.21(3)(b), (5)(d), (6)(f), and (10)(c), 775.24(2), 775.25, 775.261(3)(b), 784.049(2)(d), 794.011(2)(a), (3), (4), and (5), 794.03, 794.075(1), 847.002(1)(b), (2), and (3), 847.012(3)(b), 847.01357(3), 847.0138(2) and (3), 896.101(2)(g) and (10), 903.0351(1)(b) and (c), 903.046(2)(m), 905.34(3), 921.0022(3)(g), 921.141(6)(o), 921.187(1)(n), 943.0435(3), (4)(a), and (5), 943.0436(2), 943.325(2)(g), 944.11(2), 944.607(4)(a) and (9), 944.608(7), 944.609(4), 944.70(1), 947.13(1)(f), 947.1405(2)(c) and (12), 947.141(1), (2), and (7), 948.06(8)(b) and (d), 948.063, 948.064(4), 948.08(7)(a), 948.12(3), 948.30(3)(b) and (4), 948.31, 951.27, 960.003(2)(a) and (b) and (3)(a), 960.065(5), 984.03(2), 985.0301(5)(c), 985.04(6)(b), 985.441(1)(c), 985.4815(9), and 1012.467(2)(g), F.S., relating to placement in a shelter, arraignment hearings, grandparents rights, disposition hearings, safe-harbor placement, grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, report to the court of intended placement by an adoption entity, change of name, proceedings involving certain victims or witnesses, production of certain records, color or markings of certain licenses or identification cards, HIV testing, confidentiality, the Parental Notice of Abortion Act, facility

licensure, the child and adolescent mental health system of care, authority of a state attorney to refer a person for civil commitment, exemption from disqualification, specialized residential options for children who are victims of sexual exploitation, exemptions from disqualification, the Florida Control of Money Laundering and Terrorist Financing in Financial Institutions Act, unlawful action against employees seeking protection, violent career criminals, habitual felony offenders, and habitual violent felony offenders, sexual offenses against students by authority figures, registration of convicted felons, the Florida Sexual Predators Act, the duty of the court to uphold laws governing sexual predators and sexual offenders, prosecutions for acts or omissions, the Florida Career Offender Registration Act, sexual cyberharassment, sexual battery, publishing or broadcasting information identifying sexual offense victims, sexual predators and erectile dysfunction drugs, child pornography prosecutions, a prohibition against the sale or distribution of harmful materials to minors or the use of minors in production, civil remedies for exploited children, transmission of material harmful to minors to a minor by electronic devices, the Florida Money Laundering Act, restrictions on pretrial release pending probation-violation hearings or community-control-violation hearings, purposes of and criteria for bail determination, the powers and duties of a statewide grand jury, the offense severity ranking chart of the Criminal Punishment Code, sentence of death or life imprisonment for capital felonies, disposition and sentencing alternatives, the requirement that sexual offenders register with the Department of Law Enforcement, the duty of the court to uphold laws governing sexual predators and sexual offenders, the DNA database, regulation by the Department of Corrections of the admission of books, notification to the Department of Law Enforcement of information on sexual offenders, notification to the Department of Law Enforcement concerning career offenders, career offenders and notification upon release, conditions for release from incarceration, powers and duties of the Florida Commission on Offender Review, the conditional release program, violations of conditional release, control release, conditional medical release, or addiction-recovery supervision, violation of probation or community control, violations of probation or community control by designated sexual offenders and sexual predators, notification of status as a violent felony offender of special concern, the pretrial intervention program, intensive supervision for postprison release of violent offenders, additional terms and conditions of probation or community control for certain sex offenses, evaluation and treatment of sexual predators and offenders on probation or community control, blood tests of inmates, hepatitis and HIV testing for persons charged with or alleged by petition for delinquency to have committed certain offenses, eligibility for awards, definitions relating to children and families in need of services, jurisdiction, oaths, records, and confidential information, commitment, notification to Department of Law Enforcement of information on juvenile sexual offenders, and noninstructional contractors permitted access to school grounds, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

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

By Senator Book—

SB 1560—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding the exemption from public records requirements for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Garcia—

SB 1562—A bill to be entitled An act relating to expressway authorities; providing a short title; amending s. 348.0004, F.S.; providing applicability; requiring toll increases by authorities in certain counties to be justified by an independent study; providing that such authorities may only increase tolls to the extent necessary to adjust for inflation pursuant to a certain procedure for toll rate adjustments; requiring toll

increases to be approved by a vote of the expressway authority boards; limiting the amount of toll revenues such authorities may use for administrative expenses; requiring a certain distance between toll facilities on transportation facilities constructed after a specified date, subject to a certain restriction; conforming a cross-reference; requiring authorities in certain counties to establish a toll rebate program having specified parameters; creating s. 348.00115, F.S.; requiring authorities in certain counties to post certain information on a website; defining the term “contract”; providing an effective date.

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

By Senator Garcia—

SB 1564—A bill to be entitled An act relating to domestic violence; amending s. 741.281, F.S.; specifying that a person must complete a batterers’ intervention program ordered as a condition of probation in certain circumstances; amending s. 741.283, F.S.; increasing the minimum terms of imprisonment for domestic violence; providing enhanced minimum terms in certain circumstances; amending s. 741.30, F.S.; prohibiting the award of attorney fees in specified domestic violence proceedings; amending s. 775.08435, F.S.; prohibiting the withholding of adjudication for specified domestic violence offenses; providing exceptions; providing an effective date.

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

By Senator Simmons—

SB 1566—A bill to be entitled An act relating to the Uniform Voidable Transactions Act; providing a directive to the Division of Law Revision and Information; amending s. 726.101, F.S.; revising a short title; amending s. 726.102, F.S.; revising and providing definitions; amending s. 726.103, F.S.; removing conditions under which a partnership is insolvent; imposing the burden of proving insolvency upon certain debtors; amending ss. 726.105 and 726.106, F.S.; imposing the burden of proving elements of a claim for relief upon certain creditors; amending s. 726.107, F.S.; conforming provisions to changes made by the act; amending s. 726.108, F.S.; providing conditions under which attachments or other provisional remedies are available to creditors; amending s. 726.109, F.S.; revising the parties subject to judgements for recovery of a creditor’s claim; revising conditions under which a transfer is not voidable; imposing the burden of proving certain applicability, claim elements, and adjustments upon specified persons; providing requirements for standard of proof; amending ss. 726.110, 726.111, and 726.112, F.S.; conforming provisions to changes made by the act; creating s. 726.113, F.S.; providing that claims for relief are governed by specified claims law; creating s. 726.114, F.S.; providing definitions; providing applicability of specified provisions for series organizations and the protected series of such organizations; creating s. 726.115, F.S.; providing applicability for a specified federal act; providing an effective date.

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

By Senator Perry—

SB 1568—A bill to be entitled An act relating to the City of Gainesville, Alachua County; repealing section 3.06 of the city’s charter, relating to the appointment, qualifications, powers, and duties of the general manager for utilities of Gainesville Regional Utilities; amending chapter 12760, Laws of Florida (1927), as amended by chapter 90-394, Laws of Florida, relating to the city’s charter; creating the Gainesville Regional Utilities Authority and establishing it as the governing board of Gainesville Regional Utilities; providing definitions; specifying the powers and duties of the authority; specifying the composition of the authority and the selection and removal, terms, compensation, organization, and liability of its members; specifying certain management and personnel for the authority; specifying applicability to certain city ordinances, policies, rates, fees, assessments, charges, rules, regulations, budgets, and contracts; requiring the authority to develop,

adopt, and review an ethics policy and code of conduct; providing a ballot statement; requiring a referendum; providing effective dates.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; and Rules.

By Senator Garcia—

SB 1570—A bill to be entitled An act relating to express lanes; amending s. 338.166, F.S.; requiring the Department of Transportation to ensure reasonable and practicably feasible entry and exit points on its express lanes and to undertake efforts to expand reasonable and practicably feasible entry and exit points for certain purposes; prohibiting a toll from being charged on express lanes under certain circumstances; amending s. 338.2216, F.S.; requiring the Florida Turnpike Enterprise to ensure reasonable and practicably feasible entry and exit points on its express lanes and to undertake efforts to expand reasonable and practicably feasible entry and exit points for certain purposes; requiring a toll charged to be the same for the use of express and general toll lanes under certain circumstances; providing an effective date.

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

By Senator Bean—

SB 1572—A bill to be entitled An act relating to the Education Savings Account Program; creating s. 1002.387, F.S.; defining terms; specifying criteria for student eligibility and student ineligibility for the program; authorizing a parent to direct a financial institution trustee of his or her child’s account to use funds for specified costs of attending specified private schools or programs, for participating in a dual enrollment program, or to make a contribution to the child’s college savings plan or to a contract under the Stanley G. Tate Florida Prepaid College Program; requiring a financial institution to transfer an account to another participating financial institution upon the request of a parent as provided by the Chief Financial Officer by rule; providing for the distribution of unspent program funds; requiring a parent to apply for the program to the Department of Education; specifying responsibilities of a parent or student for using funds in an account to attend a private school or private virtual school; requiring certain students to take norm-referenced tests required by the department; specifying responsibilities of a parent or student for using funds in an account to hire a private tutor or private tutoring program and for participating in a dual enrollment program; specifying eligibility criteria for private schools, private tutors, private tutoring programs, and private postsecondary institutions to participate in the program; providing that all public postsecondary institutions are eligible to participate in the program; providing duties of the department; requiring the department to process student applications, submit a list of eligible institutions to participating financial institutions, notify the financial institutions of students approved to participate in the program, and submit a report to the Governor and the Legislature by specified dates; providing duties of the Chief Financial Officer; requiring the Chief Financial Officer to provide a list of participating financial institutions to the department by a specified date each year and to make payments to the accounts of participating students in specified situations; providing obligations of financial institutions; limiting the fees that may be charged by a financial institution for its services under the program; requiring a financial institution to make timely quarterly payments directly to a private school, private tutor, private tutoring program, or postsecondary institution or to a selected college savings plan or the Stanley G. Tate Florida Prepaid College Program; requiring a financial institution to notify the department of the identity of certain students at specified dates; requiring a financial institution to annually notify the Chief Financial Officer of its intent to continue to participate in, or intent to withdraw from, the program; requiring a financial institution to provide advance notice to the Chief Financial Officer and parents of students participating in the program before withdrawing from the program; specifying criteria and procedures by which the Commissioner of Education may deny, suspend, or revoke a private school’s participation in the program; specifying procedures by which a private school may challenge the decision of the commissioner to deny, suspend, or revoke the school’s participation in the program; requiring the director of the Division of Administrative Hearings to expedite a hearing in certain

situations; authorizing the commissioner to order participating financial institutions to immediately suspend payments from a student's account to a participating private school under certain circumstances; providing for appeal against a payment suspension; authorizing the Office of Inspector General of the department to release otherwise confidential student information under certain circumstances involving allegations of fraudulent activity under the program; specifying a formula to be used in determining the amount of annual payments made to a student's account under the program; providing for the random selection of applicants to the program who are attending a home education program or a private school; providing a calculation to determine the number of such students who may participate in the program; authorizing the Legislative Budget Commission to transfer funds in excess of amounts required to fully fund the accounts of all participating students to the Florida Education Finance Program; requiring the department and the Department of Financial Services to develop an agreement to assist in the administration of the program; requiring the State Board of Education to adopt rules for the Department of Education and the commissioner to administer the program; requiring the Chief Financial Officer to adopt rules to administer its responsibilities under the program; providing for the enrollment period and for the number of eligible students for the 2017-2018 school year; requiring the department to randomly select participating students in specified situations; authorizing the state board to adopt emergency rules for the department and the commissioner to implement the program; providing an effective date.

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

By Senator Baxley—

SB 1574—A bill to be entitled An act relating to motor vehicles; amending s. 318.14, F.S.; requiring notification by the clerk of the court if the amount of a civil penalty indicated on a citation is incorrect; amending s. 318.15, F.S.; requiring immediate suspension of the registration of all motor vehicles registered to a person who commits a first offense of failure to comply with a civil penalty or to appear; amending s. 318.18, F.S.; providing a process by which a person may apply to the clerk for permission to satisfy a civil penalty through community service; authorizing the clerk to determine indigent status and grant or deny permission under certain circumstances; requiring the court to review the clerk's determination and make a final determination of indigent status under certain circumstances; amending s. 320.03, F.S.; prohibiting issuance of a license plate or revalidation sticker to a person who fails to comply with a civil penalty or to appear; amending s. 320.131, F.S.; conforming a cross-reference; amending s. 320.27, F.S.; requiring a motor vehicle dealer to verify the validity of a purchaser's driver license; providing immunity from liability; providing penalties; amending s. 938.30, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Gibson—

SB 1576—A bill to be entitled An act relating to the Florida Film Investment Corporation; creating s. 288.1259, F.S.; defining terms; creating the Florida Film Investment Corporation and stating its purpose; authorizing the corporation to make investments in scripted productions in the state subject to certain conditions; requiring the board of directors to establish criteria, bylaws, rules, and policies for making investments; requiring the board to adopt criteria that give preference to certain productions; authorizing the corporation to charge fees subject to certain limits; providing membership requirements for the board; specifying term requirements; providing that board members are subject to the code of ethics for public officers and employees; providing voting and compliance requirements; providing applicability; prohibiting board members from commenting on or discussing certain applications for a specified timeframe; providing that the board serves without compensation; authorizing the board to be reimbursed for specified expenses; requiring the board to adopt rules and hold meetings; requiring the board to create the Florida Film Investment Account for specified purposes; requiring funds appropriated to the corporation

to be deposited in the account; authorizing the board to deposit a portion of funds into a bank and invest the remaining portion in specified securities; requiring dividends to be deposited in the account; providing for the board's operating expenses; requiring claims against the corporation to be paid from the account; requiring the board to appoint a president; specifying that the president serves at the pleasure of the board and is compensated as determined by the board; requiring the president to perform certain duties of the corporation; requiring the president to submit an annual budget to be approved by the board; requiring the corporation to notify the Department of Economic Opportunity upon final execution of certain contracts or agreements; providing notice requirements; providing an effective date.

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

By Senator Gibson—

SB 1578—A bill to be entitled An act relating to diabetes educators; creating part XVII of ch. 468, F.S., entitled "Diabetes Educators"; providing legislative findings and intent; providing definitions; providing requirements for registration as a diabetes educator; requiring the Department of Health to renew a registration under certain circumstances; requiring a registrant to notify the department of specified changes; requiring the department to establish specified fees; requiring the department to adopt rules for biennial renewal of registration; prohibiting an unregistered person from certain activities relating to diabetes self-management training; providing exemptions; authorizing the department to take disciplinary action against an applicant or registrant for specified violations; authorizing rulemaking; providing an effective date.

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

By Senator Gibson—

SB 1580—A bill to be entitled An act relating to admission of children and adolescents to mental health facilities; amending ss. 394.4599 and 394.4785, F.S.; requiring a receiving facility or a mental health treatment facility to refer the case of a minor admitted to such facility for a mental health assessment to the clerk of the court for the appointment of a public defender within a specified timeframe; granting the minor's attorney access to relevant records; requiring a hearing involving a child under a specified age to be conducted in the physical presence of the child; providing penalties; providing an effective date.

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

By Senator Bradley—

SB 1582—A bill to be entitled An act relating to workers' compensation insurance; amending s. 440.02, F.S.; redefining the term "specificity"; amending s. 440.102, F.S.; conforming a cross-reference; amending s. 440.105, F.S.; deleting a prohibition against receiving certain fees, consideration, or gratuities under certain circumstances; amending s. 440.13, F.S.; defining the term "business day"; specifying certain timeframes in terms of business days, rather than days; requiring carriers to authorize or decline, rather than respond to, certain requests for authorization within a specified time; revising construction; revising a specified interval for certain notices furnished by treating physicians to employers or carriers; amending s. 440.15, F.S.; revising the maximum period of specified temporary disability benefits; amending s. 440.192, F.S.; revising conditions under which the Office of the Judges of Compensation Claims must dismiss petitions for benefits; revising requirements for such petitions; revising construction relating to dismissals of petitions or portions thereof; requiring judges of compensation claims to enter orders on certain motions to dismiss within specified timeframes; amending s. 440.34, F.S.; requiring judges of compensation claims to consider specified factors in increasing or decreasing attorney fees; specifying a basis for a maximum hourly rate for attorney fees; deleting a provision authorizing such judges to approve alternative attorney fees under certain circumstances; conforming

cross-references; amending s. 624.482, F.S.; conforming a provision to changes made by the act; amending s. 627.041, F.S.; redefining terms; amending s. 627.0612, F.S.; adding prospective loss costs to a list of reviewable matters in certain proceedings by appellate courts; amending s. 627.062, F.S.; requiring insurers and rating organizations to establish and use prospective loss costs for a specified purpose; requiring copies of prospective loss costs to be filed with the Office of Insurance Regulation; amending s. 627.072, F.S.; deleting a specified methodology that may be used by the office in rate determinations; amending s. 627.091, F.S.; defining terms; requiring insurers writing workers' compensation and employer's liability insurances to independently and individually file their proposed final rates; specifying requirements for such filings; deleting a requirement that such filings contain certain information; revising requirements for supporting information required to be furnished to the office under certain circumstances; deleting a specified method for insurers to satisfy filing obligations; specifying requirements for a licensed rating organization that elects to develop and file certain reference filings and certain other information; authorizing insurers to use supplementary rating information approved by the office; revising applicability of public meetings and records requirements to certain meetings of recognized rating organization committees; amending s. 627.093, F.S.; revising applicability of public meetings and records requirements to prospective loss cost filings or appeals; amending s. 627.101, F.S.; conforming a provision to changes made by the act; amending s. 627.211, F.S.; deleting provisions relating to deviations; revising requirements for the office's annual report to the Legislature relating to the workers' compensation insurance market; creating s. 627.2151, F.S.; defining the term "defense and cost containment expenses" or "DCCE"; requiring insurer groups or insurers writing workers' compensation insurance to file specified schedules with the office at specified intervals; providing construction relating to excessive DCCE; requiring the office to order returns of excess amounts of DCCE, subject to certain hearing requirements; providing requirements for, and an exception from, the return of excessive DCCE amounts; providing construction; amending s. 627.291, F.S.; providing applicability of certain disclosure and hearing requirements for rating organizations filing prospective loss costs; amending s. 627.318, F.S.; providing applicability of certain recordkeeping requirements for rating organizations or insurers filing or using prospective loss costs, respectively; amending s. 627.361, F.S.; providing applicability of a prohibition against false or misleading information relating to prospective loss costs; amending s. 627.371, F.S.; providing applicability of certain hearing procedures and requirements relating to the application, making, or use of prospective loss costs; providing an effective date.

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

By Senator Thurston—

SB 1584—A bill to be entitled An act relating to reclassification of offenses involving certain firearms or additional firearm magazines; amending s. 775.087, F.S.; providing for the reclassification of offenses committed while in possession of a weapon or firearm capable of holding more than 10 rounds of ammunition or while in possession of a firearm and more than one magazine for such firearm; reenacting s. 921.0022(2), F.S., relating to the Criminal Punishment Code and offense severity ranking chart, to incorporate the amendment made to s. 775.087, F.S., in a reference thereto; providing an effective date.

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

By Senator Garcia—

SB 1586—A bill to be entitled An act relating to student eligibility for interscholastic athletic competition; amending s. 1006.20, F.S.; revising requirements for the bylaws of the Florida High School Athletic Association governing student eligibility to participate in interscholastic athletic competition; revising the information that must be included on the preparticipation physical evaluation form; providing an effective date.

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

By Senator Latvala—

SB 1588—A bill to be entitled An act relating to military and veteran support; amending s. 295.187, F.S.; requiring the Department of Veterans' Affairs to create a website to streamline the procedure for businesses applying for certification as a veteran business enterprise; amending s. 454.021, F.S.; authorizing the Supreme Court to admit on motion a bar applicant who is the spouse of a servicemember stationed in this state under certain circumstances; amending s. 1012.56, F.S.; requiring the Department of Education to expedite the processing of an application for educator certification submitted by a spouse of a servicemember stationed in this state; requiring the State Board of Education to adopt rules regarding extending validity of a temporary certificate if the applicant is a spouse of a servicemember stationed in this state; providing legislative findings and intent regarding continuing education for veterans of the United States Armed Forces; providing legislative intent to require collaboration between the State Board of Education and the Board of Governors of the State University System in achieving specified goals regarding educational opportunities for veterans; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Appropriations.

By Senators Latvala, Hutson, and Mayfield—

SB 1590—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing an effective date.

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

By Senators Bean and Baxley—

SB 1592—A bill to be entitled An act relating to small food retailers; creating s. 595.430, F.S.; establishing the Healthy Food Assistance Program within the Department of Agriculture and Consumer Services; providing a purpose; requiring the Office of Program Policy Analysis and Government Accountability to conduct an independent study evaluating the program's policy impact; providing for future repeal and legislative review; creating s. 595.431, F.S.; providing definitions; creating s. 595.432, F.S.; requiring the department to develop guidelines and administer the program; providing department duties and responsibilities; providing for funding; creating s. 595.433, F.S.; providing duties and responsibilities of program administrators; exempting program administrators from provisions relating to state procurement of certain property and services; repealing s. 500.81, F.S., relating to the Healthy Food Financing Initiative; providing an effective date.

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

SB 1594—Withdrawn prior to introduction.

By Senator Powell—

SB 1596—A bill to be entitled An act relating to dental services; amending s. 409.973, F.S.; providing legislative findings; requiring the Office of Program Policy Analysis and Government Accountability to contract with an independent third party to conduct a study on the administration of dental services under the Medicaid program; specifying the contents of the study; directing the office to provide a report to the Governor and Legislature by a specified date; authorizing the Legislature to use the report for certain purposes; providing an appropriation; providing an effective date.

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

By Senator Brandes—

SB 1598—A bill to be entitled An act relating to education; creating s. 1003.631, F.S.; creating the Schools of Excellence Program; providing for designation as a School of Excellence; providing requirements for a School of Excellence; providing for redesignation; authorizing Schools of Excellence to have specified administrative flexibilities; authorizing certain teachers to earn a professional certificate by completing a specified program; amending s. 1012.28, F.S.; providing additional authority and responsibilities to the principal of a School of Excellence; providing that newly assigned principals of certain schools must be provided specified authority and responsibilities; amending s. 1012.56, F.S.; providing that successful completion of a specified program demonstrates mastery of certain skills; revising the criteria instructional personnel must meet to be issued a professional certificate; providing that an applicant for professional certification is not required to take or pass a specified examination under certain circumstances; providing requirements for the development and implementation of a comprehensive teacher mentorship certification program; providing the purpose of the program; requiring the Department of Education to adopt standards for the approval of district-developed programs; providing requirements for such standards; providing program requirements; providing peer mentor requirements; amending s. 1012.585, F.S.; providing that instructional personnel may substitute 1 year of specified employment for a certain amount of inservice points within a certain cycle for certificate renewal; providing such employment does not satisfy a specified credit hour requirement; amending s. 1012.98, F.S.; revising the activities designed to implement the School Community Professional Development Act to include specified training relating to the comprehensive teacher mentorship program; revising requirements for school district professional development systems; requiring the department to disseminate professional development programs that meet specified criteria; providing an effective date.

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

By Senator Young—

SB 1600—A bill to be entitled An act relating to viatical settlement contracts; amending s. 626.9911, F.S.; defining the terms “fraudulent viatical settlement act” and “recklessly” for purposes of provisions relating to the Viatical Settlement Act; amending ss. 626.9924 and 626.99245, F.S.; conforming cross-references; amending s. 626.99275, F.S.; providing additional prohibited acts related to viatical settlement contracts; amending s. 626.99287, F.S.; extending the period in which viatical settlement contracts are void and unenforceable; revising conditions and requirements in which viatical settlement contracts entered into within a specified time period are valid and enforceable; deleting provisions related to the transfer of insurance policies or certificates to viatical settlement providers; creating s. 626.99289, F.S.; defining the term “stranger-originated life insurance practice”; providing that specified acts and transactions relating to stranger-originated life insurance practices are void and unenforceable; authorizing a life insurer to contest policies obtained through such practices; providing an effective date.

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

By Senator Bracy—

SB 1602—A bill to be entitled An act relating to trust funds; creating s. 945.21504, F.S.; creating the Federal Law Enforcement Trust Fund within the Department of Corrections; authorizing sources of funds; specifying that balances in the trust fund carry over to the following fiscal year; exempting the trust fund from specified service charges; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

By Senator Bracy—

SB 1604—A bill to be entitled An act relating to the Department of Corrections; amending s. 110.205, F.S.; exempting specified positions from the career service system; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; amending s. 944.597, F.S.; revising provisions relating to training of transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be

placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

By Senator Rodriguez—

SB 1606—A bill to be entitled An act relating to juror compensation; amending s. 40.24, F.S.; revising the daily compensation rate for juror service; providing an annual increase in compensation based on the rate of inflation; requiring the clerk of the circuit court to certify each month to the Chief Financial Officer the amount of funds expended related to juror compensation; requiring the Chief Financial Officer to verify the amount expended and to distribute funds to cover such amount from the General Revenue Fund; providing an effective date.

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

By Senator Garcia—

SB 1608—A bill to be entitled An act relating to HIV infection and AIDS for contract purposes; amending s. 641.3007, F.S.; prohibiting health maintenance organization contracts that include prescription drug benefits from including HIV/AIDS drugs at the highest classification, copayment, or cost-sharing tiers; requiring such contracts to require coverage and classification of such drugs at certain rates; prohibiting certain restrictions on such drugs except under certain circumstances; providing an effective date.

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

By Senator Farmer—

SR 1610—A resolution urging President Donald Trump to rescind all executive orders signed by him related to immigration.

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

By Senator Garcia—

SB 1612—A bill to be entitled An act relating to health care consumer protection; amending s. 395.301, F.S.; revising the requirements for a good faith itemized estimate provided to a patient or prospective patient by a licensed facility for nonemergency medical services; providing that a facility and its contracted health care providers may bill a patient for certain medical services only if the patient consents in writing; providing a penalty for violations; amending s. 456.0575, F.S.; requiring written patient consent for certain health care practitioners to bill a patient for services listed on the itemized estimate which are not covered by the patient's health insurance; providing a penalty for violations; amending s. 627.6385, F.S.; requiring health insurers to provide certain information available on their websites or by request, rather than only on their websites; requiring a health insurer to provide a certain response to the policyholder and facility within a specified time after receiving an itemized estimate; providing construction and applicability; amending s. 627.64194, F.S.; providing that an insurer is solely liable for payment of certain fees for certain requested services under certain circumstances; providing applicability; conforming cross-references; amending s. 641.54, F.S.; requiring a health maintenance organization to provide a certain response to the subscriber and facility within a specified time after receiving an itemized estimate; providing applicability; providing an effective date.

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

By Senator Garcia—

SB 1614—A bill to be entitled An act relating to involuntary commitment; amending s. 393.11, F.S.; requiring a petition for involuntary admission to be executed by a petitioning commission except under certain circumstances; requiring that one person on the petitioning commission be either a licensed physician or a licensed psychologist; requiring the petition to allege that the person lacks the capacity to give certain consent and has no guardian or guardian advocate who can provide that consent; requiring that the notice of the filing of a petition for involuntary admission to residential services be given to the Agency for Persons with Disabilities; requiring that the agency's written report on the examination of the person being considered for involuntary admission be served on any appointed guardian or guardian advocate; revising the requirements for a court's appointment of an examining committee; extending the right to challenge the qualifications of those appointed to the examining committee to the agency's counsel and a specified state attorney; requiring that a committee member's report must include an assessment of the person's need for secure placement and other criteria; requiring that the committee's report be served on any appointed guardian or guardian advocate; providing that the person may appear by video teleconference throughout the initial proceeding on the petition for involuntary admission to residential services; requiring that all stages of each proceeding be recorded rather than stenographically reported; specifying that an order of involuntary admission to residential services must specify whether the placement is to be secure or nonsecure and the level of supervision needed; providing that a copy of an order of involuntary admission be provided to any appointed guardian or guardian advocate; authorizing the court to order special provisions for residential services and adequate supervision of the person under certain conditions; specifying that an order authorizing admission to residential services may not be considered an adjudication of mental incapacity; requiring that any minor involuntarily admitted to residential services shall be evaluated within 6 months before reaching majority; drawing a distinction between the terms "capacity" and "competency"; specifying that the court issuing the order has jurisdiction to enter further orders as recommended by a certain support plan; adding a requirement to a certain annual review of the person's continued involuntary admission to residential services; providing an effective date.

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

By Senator Rodriguez—

SB 1616—A bill to be entitled An act relating to taxation; creating s. 193.0237, F.S.; defining terms; prohibiting separate ad valorem taxes or non-ad valorem assessments against the land upon which a multiple parcel building is located; specifying requirements for property appraisers in allocating the value of land containing a multiple parcel building among the parcels; providing that a condominium, timeshare, or cooperative may be created within a parcel in a multiple parcel building; specifying the allocation of land value to the assessed value of parcels containing condominiums and cooperatives; requiring each parcel in a multiple parcel building to be assigned a tax folio number; providing an exception; providing construction relating to the survivability of specified recorded instrument provisions under certain circumstances; providing applicability; amending s. 197.572, F.S.; providing for the survivability of easements for the support of certain improvements after tax sales and deeds; amending s. 197.573, F.S.; providing for the survivability of restrictions and covenants in recorded instruments other than deeds after tax sales; revising applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Artilles—

SB 1618—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding CBD (Cannabidiol) to the Schedule I list of controlled substances; providing an effective date.

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

By Senator Powell—

SB 1620—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.212, F.S.; specifying that the Florida Deceptive and Unfair Trade Practices Act does not apply to credit unions regulated by the Office of Financial Regulation or federal agencies; providing an effective date.

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

By Senator Passidomo—

SB 1622—A bill to be entitled An act relating to school bus safety; providing a short title; amending s. 316.027, F.S.; providing mandatory noncriminal penalties for certain violations resulting in serious bodily injury to or death of another person; amending s. 318.18, F.S.; requiring a fine and driver license suspension for such a violation; amending s. 322.27, F.S.; requiring imposition of points against a driver license for such a violation; providing an effective date.

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

By Senator Farmer—

SB 1624—A bill to be entitled An act relating to coral reefs; defining terms; establishing the Southeast Florida Coral Reef Ecosystem Protection Area; requiring the Coral Reef Conservation Program, in coordination with the Fish and Wildlife Conservation Commission, to develop a comprehensive management plan for the area using and building on previous stakeholder engagement and public comment; requiring the reef program and commission to seek public comment on the proposed plan; providing requirements for the plan; requiring the Department of Environmental Protection to submit the proposed plan to the Board of Trustees of the Internal Improvement Trust Fund; providing an effective date.

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

By Senator Bradley—

SB 1626—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and accept funds, grants, gifts, and services from various governmental entities or any other public or private source for a specified purpose; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the Office of the Attorney General for security services upon request of the Attorney General; amending s. 501.203, F.S.; redefining the term “violation of this part”; amending s. 501.204, F.S.; revising legislative intent; amending s. 560.103, F.S.; redefining the term “monetary value”; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert the rights of certain qualified beneficiaries in judicial proceedings; amending s. 736.1201, F.S.; defining the term “delivery of notice”; deleting the term “state attorney”; amending s. 736.1205, F.S.; requiring a trustee to provide a specified notice to the Attorney General rather than the state attorney; amending s. 736.1206, F.S.; revising the conditions under which a trustee may amend the governing instrument of a specified charitable trust to comply with specified provisions of ch. 736, F.S.; amending s. 736.1207, F.S.; conforming a term; amending s. 736.1208, F.S.; revising the manner in which delivery of a release is accomplished; conforming provisions to changes made by the act; amending s. 736.1209, F.S.; revising requirements for a trustee of a specified trust who elects to be operated exclusively for the benefit of, and be supervised by, the specified public charitable organization or organizations; amending s. 741.403, F.S.; revising application requirements for the designation of an address by the Attorney General which

serves as the address of a person adjudicated incapacitated; requiring dependents and household members to be entitled to certain rights and protections under certain circumstances; amending s. 896.101, F.S.; defining the term “virtual currency”; amending s. 960.03, F.S.; revising definitions; amending s. 960.16, F.S.; providing an exception to a subrogation requirement for awards; creating s. 960.201, F.S.; defining terms; authorizing the Department of Legal Affairs to award the surviving family of members of an emergency responder who is killed under specified circumstances up to a specified amount; specifying requirements to determine the award amount; requiring apportionment of the award among several claimants under certain circumstances; requiring an award to be reduced or denied by the department under certain circumstances; authorizing rulemaking; providing an effective date.

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

By Senator Young—

SB 1628—A bill to be entitled An act relating to animal abuser registration; creating s. 943.0425, F.S.; providing definitions; requiring the Department of Law Enforcement to post a publicly accessible registry list on its website of persons convicted of specified animal abuse offenses after a specified date; requiring the department to annually send a letter to certain registered breed associations; providing requirements for the registry list; specifying the time period for a listing; providing for removal of listing if a record of a conviction is expunged or sealed; requiring the department to send an annual animal abuse registry notice to specified entities; amending s. 828.12, F.S.; authorizing courts to prevent persons convicted of certain animal cruelty violations, to be prohibited from having certain responsibilities for or association with an animal as a condition of probation; providing an effective date.

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

By Senator Rodriguez—

SB 1630—A bill to be entitled An act relating to English language learners; creating s. 1003.562, F.S.; creating the English Language Learner Advisory Council within the Department of Education; providing the purpose of the advisory council; specifying the composition of the advisory council and providing for appointment of members and the terms they serve; providing meeting requirements; requiring the advisory council to identify certain issues; requiring the advisory council to publish certain meeting and council information on a website; requiring the advisory council to submit an annual report to the Governor, the Legislature, the chairs of the State Board of Education and Board of Governors, and the Commissioner of Education; providing for staff and administrative support; providing an effective date.

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

By Senator Torres—

SB 1632—A bill to be entitled An act relating to call center jobs; creating s. 559.952, F.S.; providing a short title; creating s. 559.9521, F.S.; defining terms; creating s. 559.9522, F.S.; requiring certain call centers that intend to relocate out of state, in whole or in part, to notify the Department of Business and Professional Regulation before a specified date; providing a penalty for failing to provide such notice; requiring the department to compile a semiannual list of employers that relocate call centers out of state; creating s. 559.9523, F.S.; providing that employers named on the list are ineligible for certain state grants, loans, or tax benefits for 5 years; requiring such employers to remit the remaining prorated value of any state grant, loan, or tax benefit to the department under certain circumstances; providing exceptions; creating s. 559.9524, F.S.; requiring the head of each state agency to ensure that certain services are performed in-state by state contractors or their agents or subcontractors; providing a timeframe by which certain contractors or their agents or subcontractors must comply with the act; requiring grandfathered contractors to comply with the act under certain circumstances; creating s. 559.9525, F.S.; specifying that this act may not be construed to allow the withholding or denial of certain

payments, compensation, or benefits; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Steube—

SB 1634—A bill to be entitled An act relating to residential elevators; amending s. 399.031, F.S.; requiring that an elevator controller be capable of monitoring the closed and locked contacts of the hoistway door locking device; requiring that the elevator controller be capable of interrupting the power for the motor and brake for a hoistway door locking device under certain circumstances; prohibiting an elevator car from being restarted until certain conditions are met; requiring a visual indicator to be visible at all landings under certain circumstances; deleting a requirement that the underside of the platform of an elevator car be equipped with a specified device; deleting requirements for such devices; deleting a requirement that manual reset of an elevator resume before downward motion is allowed; requiring the Florida Building Commission to adopt certain provisions relating to residential elevators into the Florida Building Code by a specified date; providing an effective date.

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

By Senator Artilles—

SB 1636—A bill to be entitled An act relating to taxation of Internet video service; amending s. 202.11, F.S.; redefining the term “communications services” to exclude Internet video service; defining the term “Internet video service”; redefining the term “video service” to exclude Internet video service; amending s. 202.24, F.S.; prohibiting, except under certain circumstances, public bodies from levying on or collecting from sellers or purchasers of Internet video services any tax, charge, fee, or other imposition on or with respect to the provision or purchase of Internet video services; amending ss. 202.26, 212.05, and 610.118, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on Finance and Tax; and Appropriations.

SB 1638—Withdrawn prior to introduction.

By Senator Broxson—

SB 1640—A bill to be entitled An act relating to administrative procedures; amending ss. 120.54, 120.541, and 120.56, F.S.; requiring an agency to prepare a statement of estimated regulatory costs before adoption, amendment, or repeal of any rule other than an emergency rule; conforming provisions and a cross-reference to changes made by the act; providing an effective date.

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

SR 1642—Not introduced.

By Senator Torres—

SB 1644—A bill to be entitled An act relating to grandparent visitation rights; amending s. 752.011, F.S.; authorizing a grandparent of a minor child who has exclusively cared for the minor child for at least 6 months to petition the court for court-ordered visitation with the child under certain circumstances; requiring the court to consider the totality of the circumstances and specified criteria in its determination of substantial mental or emotional harm to the child; providing an effective date.

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

By Senator Torres—

SB 1646—A bill to be entitled An act relating to hit-and-run alerts; creating s. 316.02703, F.S.; authorizing the use of dynamic message signs that are located along the state’s highways to post alerts containing information about certain hit-and-run incidents to assist law enforcement in apprehending a suspect in the incident; specifying certain information that may be included in the posting of such alerts; defining the terms “hit and run” and “serious bodily injury”; providing an effective date.

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

By Senator Torres—

SB 1648—A bill to be entitled An act relating to school bus safety; amending s. 316.172, F.S.; providing that a person using, operating, or driving a vehicle who passes a school bus on the side that children enter and exit while the school bus displays a stop signal commits reckless driving, rather than a moving violation; specifying that such violation is punished as reckless driving, rather than as a moving violation; deleting a provision requiring that such person be subject to a mandatory hearing; amending ss. 318.17, 318.18, 318.19, 318.21, and 395.4036, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing an effective date.

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

By Senator Torres—

SB 1650—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.311, F.S.; authorizing certain disputes to be submitted to mandatory nonbinding arbitration with the Division of Florida Condominiums, Timeshares, and Mobile Homes; requiring the Department of Business and Professional Regulation to establish a fee structure for certain purposes; providing an effective date.

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

By Senator Torres—

SB 1652—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.306, F.S.; providing requirements for the election of members of the board of directors for associations in specified communities; providing an effective date.

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

By Senator Campbell—

SB 1654—A bill to be entitled An act relating to the Florida Kidcare program; establishing the Kidcare Operational Efficiency and Health Care Improvement Workgroup to maximize the return on investment and enhance the operational efficiencies of the Florida Kidcare program; providing program duties and membership; requiring a report to the Governor and Legislature; providing for expiration of the workgroup; providing an effective date.

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

By Senator Torres—

SB 1656—A bill to be entitled An act relating to housing assistance; amending s. 420.9075, F.S.; increasing the percentage of local housing distribution funds that may be used to provide rental housing and subsidies; providing an effective date.

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

By Senator Torres—

SB 1658—A bill to be entitled An act relating to the State Housing Tax Credit Program; amending s. 220.185, F.S.; requiring a minimum allocation to be appropriated to the State Housing Tax Credit Program for each fiscal year; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

By Senator Torres—

SB 1660—A bill to be entitled An act relating to an election alert system; creating s. 101.622, F.S.; establishing an election alert system to notify electors of certain voting information; providing system requirements; providing an effective date.

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

By Senator Clemens—

SB 1662—A bill to be entitled An act relating to cannabis; creating s. 893.131, F.S.; defining terms; providing that possession of a personal use quantity of cannabis or a cannabis accessory by an adult is a civil violation; providing for fines or community service; providing that such possession by a minor is a civil violation; requiring such minor to perform community service, attend a drug awareness program, or both; prohibiting arrests for such violation; providing an exception; limiting collateral use of such violation; prohibiting state or local penalties or obligations other than specified penalties or obligations concerning possession of personal use quantities of cannabis or cannabis accessories; prohibiting additional state or local penalties or obligations for having cannabinoids or cannabinoid metabolites in tissue or fluid of the body; providing applicability; specifying that political subdivisions may enact ordinances concerning public consumption of cannabis; specifying that certain violations may not be considered probation or parole violations; providing recordkeeping; authorizing the court to require completion of a drug awareness program under certain circumstances; providing penalties for noncompliance; providing distribution of revenue from civil penalties; amending ss. 893.13, 893.145, and 938.23, F.S.; conforming provisions to changes made by the act; reenacting ss. 112.0455(8)(s), 397.451(4)(b), 435.07(2), 772.12(2), 775.084(1)(a), 810.02(3)(f), 812.014(2)(c), 831.311(1), 893.1351(1) and (2), 893.138(3), 893.15, 903.133, 921.187(1)(l), F.S., relating to the Drug-Free Workplace Act, background checks of service provider personnel, exemptions from disqualification, the Drug Dealer Liability Act, violent career criminals, habitual felony offenders, habitual violent felony offenders, three-time violent felony offenders, definitions, procedure, and enhanced penalties or mandatory minimum prison terms, burglary, theft, unlawful sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances, ownership, lease, rental, or possession for trafficking in or manufacturing a controlled substance, local administrative action to abate drug-related, prostitution-related, or stolen-property-related public nuisances and criminal gang activity, rehabilitation, bail on appeal prohibited for certain felony convictions, disposition, sentencing, alternatives and restitution, respectively, to incorporate the amendment made by the act to s. 893.13, F.S.; reenacting s. 893.12(2)(a) and 893.147(6)(a), F.S., relating to contraband seizure, forfeiture, and sale, and use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia, respectively, to incorporate the amendment made by the act to s. 893.145, F.S.; providing an effective date.

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

By Senator Braynon—

SB 1664—A bill to be entitled An act relating to vehicle recalls; amending s. 320.64, F.S.; prohibiting a licensee from violating the Consumer Automotive Recall Safety Act and rules adopted pursuant to the act; amending s. 320.696, F.S.; requiring a licensee to compensate a motor vehicle dealer for certain recall repairs and costs directly associated with the disposal of certain hazardous materials; creating s. 320.92, F.S.; providing a short title; defining terms; prohibiting certain motor vehicle dealers or rental car companies to loan, rent, or offer for loan or rent a vehicle subject to recalls under certain circumstances; authorizing the motor vehicle dealer or rental car company, after completing certain temporary repairs, to loan or rent the vehicle under certain circumstances; requiring repairs to recalled vehicles once the remedy becomes available to the motor vehicle dealer or rental car company; requiring the Department of Highway Safety and Motor Vehicles to include a specified recall disclosure statement on each vehicle registration renewal notice; providing for construction; providing an effective date.

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

By Senator Braynon—

SB 1666—A bill to be entitled An act relating to medical use of marijuana; amending s. 381.986, F.S.; providing legislative intent; defining, redefining, and deleting terms; authorizing physicians to issue physician certifications to specified patients for the provision of marijuana and marijuana delivery devices; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; requiring certain physicians to annually reexamine and reassess patients and update patient information in the compassionate use registry; providing requirements for physician certification for patients who are non-Florida residents; providing that a prior order for low-THC cannabis or medical cannabis issued is considered a physician certification under certain circumstances; providing requirements for such certifications; revising criminal penalties; reducing the number of hours of coursework required of physicians who issue physician certifications; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients over the age of 21 to designate or remove caregivers; requiring caregivers to meet specified requirements, including a 1-hour course on the administration of marijuana; authorizing a qualifying patient to designate only one caregiver at any given time; providing exceptions; authorizing a caregiver to assist only one qualifying patient at any given time; providing exceptions; requiring the Department of Health to register on the compassionate use registry a caregiver and to issue him or her a caregiver identification card if the caregiver meets certain requirements; providing requirements for assisting a qualifying patient who is under the age of 18; revising the list of entities that have access to the compassionate use registry; requiring the department to adopt rules by a specified date; authorizing the department to charge a fee for identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers (MMTCs) by a certain date; deleting provisions to conform to changes made by the act; requiring the department to register additional MMTCs in accordance with a specified schedule; prohibiting an entity from being issued more than one MMTC registration; requiring the department to review the number of qualifying patients every 6 months; limiting the number of MMTCs; decreasing the required performance bond amount under certain circumstances; requiring the department to create a 30-minute educational program for qualifying patients; revising the operational requirements for MMTCs; authorizing the department to waive certain requirements in the MMTC registration application under specified circumstances; providing requirements for MMTCs to grow, process, and dispense marijuana, rather than requirements for dispensing organizations to grow, process, and dispense low-THC cannabis or medical cannabis; providing a contract option that requires an independent testing laboratory to directly test an MMTC's

marijuana final product; requiring that marijuana receptacles be opaque, childproof, and tamper-evident; reducing the time that samples are required to be retained; requiring verification of patient and caregiver identification cards, rather than registration cards, and amount and type of marijuana before dispensing; requiring compliance with certain standards in the production and dispensing of edibles or food products; requiring an MMTC to enter additional information into the compassionate use registry; providing requirements to ensure the safety and security of premises and facilities of MMTCs, rather than the safety and security of premises and facilities of dispensing organizations; requiring an MMTC to register all owners and employees with the department; requiring an MMTC to present a floor plan to the department; defining terms to provide criteria on visitor access to MMTC areas; providing requirements to ensure the safe and sanitary transport of marijuana, rather than the safe transport of low-THC cannabis and medical cannabis; requiring a vehicle transporting marijuana to be legally parked under certain circumstances; revising the department's authority and responsibilities; requiring the department to adopt rules relating to ownership changes or changes in an owner's investment interest; conforming provisions to changes made by the act; providing circumstances under which the department may suspend, revoke, or refuse to renew an MMTC's registration; providing rulemaking authority; authorizing an MMTC employee to administer marijuana under certain circumstances; providing construction; conforming provisions to changes made by the act; providing that a physician who issues a physician certification is immune to civil claims and claims for medical malpractice under certain circumstances; providing that a health insurance provider or a governmental agency or authority is not required to reimburse expenses related to the use of marijuana; authorizing certain institutes or state universities to possess, test, transport, or dispose of marijuana for research purposes; prohibiting a person from offering, advertising, or performing services, and from owning, operating, and maintaining certain facilities, without registration; providing penalties; prohibiting the importation of marijuana; authorizing the exportation of marijuana and products containing marijuana under certain circumstances; providing severability; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Perry—

SB 1668—A bill to be entitled An act relating to the use of state funds; amending s. 112.061, F.S.; providing a limitation on actual expenses of certain lodging that may be reimbursed for a state agency or judicial branch employee; authorizing an employee to expend his or her own funds on lodging expenses that exceed a specified amount; creating s. 216.0161, F.S.; providing definitions; requiring a state entity that requests state funds for the construction of a new building to comply with maximum cost per square foot requirements; establishing maximum cost per square foot guidelines for new state-funded construction; requiring the Department of Management Services to annually review the maximum cost per square foot guidelines and recommend adjustments, based on a specified federal index, to the Executive Office of the Governor and the appropriations committees of the Legislature for review and consideration for inclusion in the legislative budget instructions; specifying the formula to be used in deriving the cost per square foot of a proposed new building; prohibiting the cost per square foot from exceeding the prescribed maximum cost per square foot; requiring the department to review certain plans, calculate and certify certain costs, and provide specified information concerning construction of a new building at the request of a state entity; prohibiting a state entity from requesting state funds for new building construction which exceed specified amounts without the department's certification; requiring a state entity head to certify that each legislative budget request complies with the requirements of specified provisions; prohibiting a state entity from spending or contracting to spend state funds for new building construction if certain costs exceed authorized cost per square foot amounts; providing penalties; amending s. 216.023, F.S.; requiring legislative budget requests for fixed capital outlay for new building construction to adhere to maximum cost per square foot requirements; amending s. 286.27, F.S.; prohibiting the use of state funds to purchase

alcoholic beverages and to purchase food or beverages for certain state agency appreciation or recognition events; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Latvala—

SB 1670—A bill to be entitled An act relating to juvenile justice; amending s. 985.24, F.S.; revising requirements for placement of a child in detention care; revising terminology; amending s. 985.245, F.S.; providing that a child who is designated a prolific juvenile offender does not require a risk assessment to be placed in detention care; amending s. 985.25, F.S.; revising terminology; providing that a child meeting specified criteria shall be placed in secure detention care until the child's detention hearing; amending s. 985.255, F.S.; revising terminology; providing criteria for a child to be designated a prolific juvenile offender; defining the term "arrest event"; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in secure detention care under a special detention order until disposition; defining the term "disposition"; revising terminology; providing for the tolling of the period of detention care for an alleged violation of detention care conditions; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention days served if a child violates detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a commitment program until the placement or commitment is accomplished; deleting provisions relating to the detention of children; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child designated a prolific juvenile offender to be held within a specified period unless such child requests a delay; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving firearms, to incorporate the amendments made by the act to ss. 985.24, 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., relating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.255(2), F.S., relating to detention criteria and hearings, to incorporate the amendment made by this act to s. 985.26, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing an effective date.

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

By Senators Latvala, Galvano, and Rouson—

SB 1672—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; providing that the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority; amending s. 343.90, F.S.; revising the short title to "Tampa Bay Area Regional Transit Authority Act"; amending s. 343.91, F.S.; revising the definition of the term "authority" to mean the Tampa Bay Area Regional Transit Authority and to include only Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; revising the definition of the term "commuter rail"; amending s. 343.92, F.S.; creating the Tampa Bay Area Regional Transit Authority, instead of the Tampa Bay Area Regional Transportation Authority; decreasing voting membership on the governing board of the authority; requiring

the members to be appointed within a specified period; revising appointment and term requirements of such membership; revising requirements for filling vacancies on the board; requiring the Governor to appoint an initial chair of the board from one of the three members appointed by the Governor; requiring the board to elect a chair from among certain members at the end of the initial chair's term; providing that seven members of the board constitute a quorum; providing that the vote of seven members is necessary for any action to be taken by the authority; requiring the board to evaluate the abolishment, continuance, modification, or establishment of specified committees beginning on a specified date; requiring the board to submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the Legislature before a specified time; deleting requirements related to the establishment of a Transit Management Committee, a Citizens Advisory Committee, and technical advisory committees; conforming provisions to changes made by the act; amending s. 343.922, F.S.; revising the express purposes of the authority to include planning, implementing, and operating mobility improvements and expansions of certain multimodal transportation options, producing a certain regional transit development plan, and serving as the recipient of certain federal funds under certain circumstances; directing the authority to provide to the Legislature a plan to produce the regional transit development plan by a specified date; providing requirements for the regional transit development plan; requiring the authority to develop and adopt a regional transit development plan instead of a transportation master plan; deleting obsolete provisions; conforming provisions to changes made by the act; amending ss. 343.94, 343.947, 343.95, 343.975, and 343.976, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Torres—

SB 1674—A bill to be entitled An act relating to enforcement of federal laws; creating ch. 908, F.S.; providing a short title; creating ss. 908.101-908.107, F.S.; providing legislative intent; providing definitions; prohibiting state and local law enforcement agencies, school officers, and security agencies from certain actions for purposes of immigration enforcement; providing exceptions; requiring state and local law enforcement agencies to review confidentiality policies and revise such policies, if necessary; requiring the Attorney General, K-12 public schools and public postsecondary educational institutions, hospitals, and courthouses to develop and publicize certain policies; requiring the Attorney General to prescribe a format for persons to submit a complaint; authorizing the Attorney General or state attorney to institute injunctive proceedings; providing severability; providing an effective date.

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

By Senator Stewart—

SB 1676—A bill to be entitled An act relating to gratuity or service charges; amending s. 509.214, F.S.; requiring specified notice by a public food service establishment that includes a suggested gratuity or service charge in the price of a meal; providing an effective date.

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

By Senator Garcia—

SB 1678—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.64, F.S.; providing an exception to the requirement that a specified provision does not affect certain contracts between a licensee and any of its dealers; providing that a motor vehicle dealer who completes certain approved construction or changes to or installation on the dealer's facility in reliance upon a certain program, standard, or policy, or bonus, incentive, rebate, or other benefit is deemed to be in full compliance with all of an applicant's or licensee's requirements related to the facility, sign, and image for a specified

period; providing that a motor vehicle dealer that completed a facility in reliance upon a prior program, standard, or policy, bonus, incentive, rebate or other benefit, but elects not to comply with the provisions related to facility, sign, or image under a changed or new program, standard, policy, or other offer is not eligible for the new benefits but shall remain entitled to all prior benefits plus any increase in the benefits between the prior and the new or amended program, standard, policy, or offers for the remainder of the specified period; providing for construction; prohibiting the applicant or licensee from failing to act in good faith toward or deal fairly with one of its franchised motor vehicle dealers in an agreement; specifying when an applicant or licensee may have failed to act in good faith or deal fairly with a motor vehicle dealer; requiring the Department of Highway Safety and Motor Vehicles or a court to consider, in certain actions, specified factors in determining whether an applicant or licensee has failed to act in good faith toward, or deal fairly with, a motor vehicle dealer under certain circumstances; providing that an affirmative determination to one or more of such factors is sufficient to sustain a finding of failure to act in good faith or deal fairly with a motor vehicle dealer; prohibiting an applicant or licensee from establishing, implementing, or enforcing criteria for measuring the sales or service performance of any of its franchised motor vehicle dealers in this state under certain circumstances; providing that relevant and material national or state criteria or data may be considered; prohibiting comparison to such data to outweigh applicable local and regional factors and data; defining the term "relevant and material"; requiring a survey to be based upon a statistically significant and valid random sample if certain measurement is based, in whole or in part, upon such survey; requiring an applicant, licensee, common entity, or affiliate thereof that seeks to establish, implement, or enforce against any dealer a performance measurement to describe in writing to the motor vehicle dealer, upon the dealer's request, how the measurement criteria about the dealer's sales and service performance was designed, calculated, established, and applied; providing that any dealer against whom any such performance measurement criteria is sought to be used for any purpose adverse to the dealer has the right to file a complaint in court alleging that such performance criteria does not comply with specified provisions; providing for damages, attorney fees, and injunctive relief under certain circumstances; requiring the applicant or licensee to bear the ultimate burden of proof that the dealer performance measurement criteria complies with specified provisions and has been implemented and enforced uniformly by the applicant or licensee among its dealers in this state; adding certain remedies, procedures, and rights of recovery a motor vehicle dealer is entitled to pursue under certain circumstances; creating s. 320.648, F.S.; prohibiting an applicant or licensee from taking specified actions for the purpose of avoiding competitive disadvantages of a motor vehicle dealer and eliminating discrimination against a motor vehicle dealer under certain circumstances; providing applicability; providing for construction; amending s. 320.699, F.S.; authorizing a motor vehicle dealer or certain persons to seek a declaration and adjudication of rights under certain circumstances with respect to certain actions of an applicant or licensee by filing a complaint in court for injunctive relief and damages; requiring, after a certain prima facie showing, the burden of proof of all issues to be upon the applicant or licensee to prove that a certain violation did not or will not occur; authorizing a court to issue injunctive relief and award costs and reasonable attorney fees to the complainant if relief is granted; providing an effective date.

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

By Senator Baxley—

SB 1680—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; redefining the term "permanency goal"; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.6035, F.S.; requiring a transition plan to be approved before a child reaches 18 years of age; amending s. 39.621, F.S.; specifying the circumstances under which the permanency goal of maintaining and strengthening the placement with a parent may be used; amending s. 409.996, F.S.; requiring the Department of Children and Families, in collaboration with certain entities, to develop a statewide quality rating system for residential group care providers and foster homes; requiring the system to be implemented by a specified date; providing requirements for the system; requiring the department to submit a report to the Governor

and the Legislature by a specified date and annually thereafter; providing requirements for the report; providing an effective date.

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

By Senators Garcia and Rodriguez—

SB 1682—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an attorney from representing a board under certain conditions; prohibiting certain actions by a board member or management company; providing recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing criminal penalties; providing a definition; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time in which a recalled board member must turn over records and property of the association to the board; prohibiting an association from employing or contracting with a service provider that is owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; creating s. 718.129, F.S.; providing that certain activities constitute fraudulent voting activities related to association elections; providing criminal penalties; amending s. 718.3025, F.S.; prohibiting specified parties from certain activities; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are null and void if they do not meet specified notice requirements; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

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

By Senator Farmer—

SB 1684—A bill to be entitled An act relating to insurance rates; amending s. 627.062, F.S.; providing that certain attorney fees, costs, and expenses may not be considered expenses by the Office of Insurance Regulation when the office is determining whether a rate is excessive, inadequate, or unfairly discriminatory; providing that certain attorney fees, costs, and expenses may not be included in an insurer's rate base and may not be used to justify a rate or rate change; amending s. 627.0651, F.S.; providing that certain attorney fees, costs, and expenses may not be included in a motor vehicle insurer's rate base and may not be used to justify a rate or rate change; amending s. 627.072, F.S.; providing that as to workers' compensation and employer's liability insurance, certain attorney fees, costs, and expenses may not be included in an insurer's rate base and may not be used to justify a rate or rate change; amending s. 627.410, F.S.; providing that certain attorney fees, costs, and expenses may not be included in an insurer's rate base and may not be used to justify a rate or rate change; amending s. 627.428, F.S.; providing that certain attorney fees, costs, and expenses may not be included in an insurer's rate base and may not be used to justify a rate or rate change; amending s. 627.640, F.S.; providing that certain attorney fees, costs, and expenses may not be included in an insurer's rate; providing an effective date.

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

By Senator Simmons—

SB 1686—A bill to be entitled An act relating to reclaimed water; providing legislative findings; amending s. 215.44, F.S.; revising a report that the Board of Administration must provide to the Legislature to include a summary of certain water supply investments; creating s. 215.4745, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to perform an annual review of the board in certain potential water supply projects and submit an annual report to the board and the Legislature; authorizing the office to consult with the board, the Department of Environmental Protection, the water management districts, the Office of Economic and Demographic Research, and other entities as necessary; specifying the components of the annual review; amending s. 373.250, F.S.; providing legislative findings; authorizing each water management district to adopt rules providing water reuse incentives; amending s. 373.709, F.S.; requiring that any project that proposes to beneficially reuse reclaimed water be included in a list of water supply development project options as part of a regional water supply plan; requiring reclaimed water facilities that currently discharge reclaimed water into surface waters and that are located within an area for which a regional water supply plan has been developed to submit a reclaimed water utilization plan to eliminate certain discharges into surface waters; deleting obsolete language; amending s. 403.852, F.S.; defining the term "direct potable reuse"; amending s. 403.853, F.S.; requiring the department to submit a report recommending criteria for the regulation of direct potable reuse; requiring that the department develop the report in coordination with certain entities and persons; requiring the department to hold public meetings and publish on its website a draft of the report before submitting it to the Governor and the Legislature; authorizing the department to adopt rules; providing that certain rules may not take effect until a specified time; amending s. 403.890, F.S.; revising the distribution of revenues deposited into or appropriated to the Water Protection and Sustainability Program Trust Fund to allow distribution only for the implementation of an alternative water supply program; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations; and Rules.

By Senator Farmer—

SB 1688—A bill to be entitled An act relating to the Florida False Claims Act; amending s. 68.084, F.S.; providing conditions for the Department of Legal Affairs or the Attorney General to voluntarily dismiss certain actions; providing that the department may not dismiss such actions on behalf of the state at a later date under certain circumstances; amending s. 68.087, F.S.; deleting a provision prohibiting a court to have jurisdiction over an action brought by an employee or former employee of the state; providing an effective date.

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

By Senator Torres—

SB 1690—A bill to be entitled An act relating to school resource officer programs; amending s. 1006.12, F.S.; providing legislative findings and intent; encouraging a school resource officer to be placed at each public school in the district; authorizing a part-time law enforcement officer to be a school resource officer or school safety officer; providing requirements for the funding of certain school resource officers' and school safety officers' salaries; amending s. 1002.32, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

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

By Senator Torres—

SB 1692—A bill to be entitled An act relating to school garden programs; creating s. 1003.481, F.S.; requiring the Department of Education, in collaboration with the Department of Agriculture and Consumer Services, to annually provide certain information relating to school garden programs to school districts; authorizing schools that establish a school garden program to allow certain students to select and receive produce from the garden; providing for the distribution of produce; providing an exemption from certain statutes and rules; providing an effective date.

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

By Senator Torres—

SB 1694—A bill to be entitled An act relating to support for parental victims of child domestic violence; amending s. 984.11, F.S.; requiring the Department of Juvenile Justice and the Florida Coalition Against Domestic Violence to collaborate to develop and maintain updated information and materials regarding specified services and resources; requiring the department to make the information and materials available through specified means; amending s. 943.171, F.S.; requiring domestic violence training for law enforcement officers to include training concerning child-to-parent cases; providing an effective date.

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

By Senator Steube—

SB 1696—A bill to be entitled An act relating to subdivided lands; creating s. 163.10, F.S.; providing legislative findings; providing a definition; establishing priorities for use by certain entities when awarding grants or financial assistance under certain circumstances for legacy community projects and programs; requiring a portion of specified grant funds or financial assistance to be awarded to entities who have submitted applications; providing an exception; providing an effective date.

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

By Senator Baxley—

SB 1698—A bill to be entitled An act relating to annual corporate reports and fees; amending s. 607.0122, F.S.; establishing a biennial report filing fee and a biennial supplemental corporate fee; amending s. 607.1622, F.S.; authorizing domestic and foreign corporations to submit biennial reports to the Department of State; amending ss. 606.06, 607.0121, 607.0128, 607.01401, 607.0141, 607.0502, 607.0705, 607.1420, 607.1421, 607.1509, 607.15101, 607.1530, 607.1531, 607.15315, 607.1601, and 607.193, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Farmer—

SB 1700—A bill to be entitled An act relating to water management; amending s. 373.036, F.S.; requiring district water management plans for districts including Outstanding Florida Springs to include certain maximum sustainable groundwater estimates; amending s. 373.0421, F.S.; requiring the water management district, instead of the Department of Environmental Protection, to conduct reviews of certain regional water supply plans upon the denial of an application for a water use permit due to impact on minimum flow or water level; requiring the district to update the plan under certain conditions; amending s. 373.223, F.S.; revising the conditions for consumptive use permits; deleting rulemaking authorizations; deleting an authorization to enforce rules in effect on a certain date; amending s. 373.705, F.S.; revising the

criteria for determining whether certain water supply development projects are given first consideration for funding assistance to include whether a project maximizes water conservation; amending s. 373.805, F.S.; requiring a district or the department, if an Outstanding Florida Spring is below minimum flow or water level, to reserve certain water quantities from permit applicants; amending s. 373.807, F.S.; requiring that basin management action plans for Outstanding Florida Springs include allocation of certain load reductions for point source and non-point source pollution; requiring agricultural producers to implement certain practices within a specified timeframe after the adoption of a basin management action plan; requiring the Department of Agriculture and Consumer Services to require that records of nutrient applications be transmitted at least annually; requiring the department to assemble this data and relevant analysis and make such information available to the public; requiring the department to initiate rulemaking by a specified date; amending s. 373.811, F.S.; revising the prohibited activities in a priority focus area in effect for an Outstanding Florida Spring; creating s. 373.814, F.S.; requiring the Department of Agriculture and Consumer Services and the department to determine whether fully implemented agricultural best management practices would enable the agricultural sector within basin management action plan areas to comply with allocated pollutant reductions; requiring the Department of Agriculture and Consumer Services to revise best management practices under certain conditions; requiring the Department of Environmental Protection to determine whether certain types of agricultural operations are inconsistent with springs protection within basin management action plan areas; requiring the department to coordinate with the Department of Agriculture and Consumer Services to fund certain conservation easements under certain conditions; providing an effective date.

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

By Senator Powell—

SB 1702—A bill to be entitled An act relating to classified advertisement websites; creating s. 501.180, F.S.; defining the term “safe-haven facility”; authorizing local governmental bodies to designate a specified number of safe-haven facilities in each county based upon population size; authorizing a local governmental body to approve the use of local government buildings to serve as safe-haven facilities; limiting the liability of any local governmental entity that provides a safe-haven facility; limiting actions against the state or local government related to transactions taking place at a safe-haven facility; providing an effective date.

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

By Senator Campbell—

SB 1704—A bill to be entitled An act relating to sexually transmissible diseases; amending s. 384.23, F.S.; defining the term “sexual conduct”; amending s. 384.24, F.S.; expanding the scope of unlawful acts by a person infected with a sexually transmissible disease; expanding the list of sexually transmissible diseases; reenacting s. 384.34(1) and (5), F.S., relating to penalties pertaining to transmission of sexually transmissible diseases; providing an effective date.

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

By Senator Campbell—

SB 1706—A bill to be entitled An act relating to estates; creating s. 732.112, F.S.; providing that any contractual arrangement of a decedent, including specified policies, pensions, or other entitlements, which does not name the decedent’s dependent descendants as beneficiaries is void; requiring a decedent’s ownership interest in such arrangements to be held in trust for the benefit of his or her dependent descendants; providing an exception; providing legislative findings; providing an effective date.

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

By Senator Campbell—

SB 1708—A bill to be entitled An act relating to school attendance; amending s. 1002.20, F.S.; providing that compulsory school attendance laws apply to children ages 6 to 18 years; requiring parental notice of forfeiture of benefits received from a state financial assistance program upon a request for termination of school enrollment; amending s. 1003.21, F.S.; requiring students to attend school until the age of 18 years; conforming provisions to changes made by the act; amending s. 1003.435, F.S.; removing discretionary authority of a district school board to allow a student to take a high school equivalency examination after reaching a specified age; amending s. 1003.51, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Stargel—

SB 1710—A bill to be entitled An act relating to education; creating s. 683.1455, F.S.; designating the month of September as “American Founders’ Month”; amending s. 1000.03, F.S.; revising the priorities of Florida’s K-20 education system; amending s. 1001.215, F.S.; revising the duties of the Just Read, Florida! Office to include developing and providing access to certain resources for elementary schools; amending s. 1003.44, F.S.; encouraging schools to provide certain instruction; amending s. 1007.25, F.S.; requiring postsecondary students to demonstrate civic literacy; requiring the chairs of the State Board of Education and the Board of Governors to jointly appoint a faculty committee to develop a civic literacy course, or revise an existing general education core course, and establish the course competencies; amending ss. 943.22 and 1001.64, F.S.; conforming cross-references; providing an effective date.

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

By Senator Rouson—

SB 1712—A bill to be entitled An act relating to health care providers; amending s. 784.07, F.S.; defining the term “health care provider”; providing for offense reclassification if a person is charged with knowingly committing an assault or a battery upon a health care provider; amending ss. 901.15 and 985.644, F.S.; conforming provisions to changes made by the act; reenacting ss. 794.056(1), 938.08, and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, additional cost to fund programs in domestic violence, and additional costs to fund rape crisis centers, respectively, to incorporate the amendment made to s. 784.07, F.S., in references thereto; providing an effective date.

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

By Senator Rouson—

SB 1714—A bill to be entitled An act relating to early learning; amending s. 1002.67, F.S.; revising provisions relating to removal of a provider from eligibility to deliver the Voluntary Prekindergarten Education Program or receive certain funding under certain circumstances; amending s. 1002.83, F.S.; revising provisions relating to membership of early learning coalitions; amending s. 1002.87, F.S.; requiring each coalition to establish child eligibility criteria based on local community needs for participation in the school readiness program; removing certain child eligibility priorities for such program; conforming provisions to changes made by the act; amending s. 1002.88, F.S.; revising a provision relating to revocation of a provider’s eligibility to deliver the school readiness program or receive certain funding under certain circumstances; amending s. 1002.91, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rouson—

SB 1716—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 112.31895, F.S.; increasing the length of time that a person alleging a prohibited personnel action under the Whistle-blower’s Act has to file a complaint with the commission or the Chief Inspector General; revising the length of time by which receipt of the complaint must be acknowledged and copies thereof provided to named parties; revising the commission’s duties with respect to the fact finding regarding an allegation of a prohibited personnel action; revising the timeframes by which the commission must terminate an investigation following the receipt of the fact-finding report or the failure of an agency to implement corrective action recommendations; revising the length of time by which a complainant may file a complaint with the Public Employees Relations Commission following termination of the Florida Commission on Human Relations’ investigation; amending s. 760.03, F.S.; revising what constitutes a quorum for commission meetings and panels thereof; amending s. 760.065, F.S.; revising the number of persons the commission must annually recommend to the Governor for inclusion in the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; specifying that an aggrieved person alleging certain violations of the Florida Civil Rights Act of 1992 must file a civil action within a certain timeframe upon the commission’s failure to conciliate or determine probable cause; amending s. 760.29, F.S.; deleting provisions requiring a facility or community claiming an exemption under the Fair Housing Act to register with the commission; amending s. 760.31, F.S.; removing a requirement for commission rules, to conform to changes made by the act; amending s. 760.60, F.S.; removing the requirement that the commission or the Attorney General investigate alleged discriminatory practices of a club within a specified timeframe; revising the timeframe by which a complainant or the Attorney General may commence a civil action in response to discriminatory practices of a club; providing an effective date.

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

By Senator Bean—

SB 1718—A bill to be entitled An act relating to licensure of a doctor of medical science; creating ss. 458.3471 and 459.0221, F.S.; defining terms; establishing licensure for a doctor of medical science; specifying requirements regarding applications for licensure and for renewals thereof; specifying the scope of practice; specifying applicable law regarding the reactivation of inactive or delinquent licenses; providing penalties; authorizing the Board of Medicine and the Board of Osteopathic Medicine to deny, suspend, or revoke a license under specified circumstances; providing for rulemaking; providing an effective date.

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

By Senator Rouson—

SB 1720—A bill to be entitled An act relating to the Tampa Bay Area Regional Transportation Authority; repealing part V of ch. 343, F.S., relating to the Tampa Bay Area Regional Transportation Authority; terminating the Tampa Bay Area Regional Transportation Authority; amending ss. 339.175 and 341.302, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rouson—

SB 1722—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; providing

conditions for construction and placement of the memorial; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Montford—

SB 1724—A bill to be entitled An act relating to district millage elections; amending s. 1011.73, F.S.; extending the amount of time that a district school board may levy an approved ad valorem tax millage; providing an effective date.

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

By Senator Montford—

SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing specified state universities to develop industrial hemp pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring authorization from a university's board of trustees before the university may implement a pilot project; requiring pilot projects to comply with rules adopted by the Department of Agriculture and Consumer Services; providing requirements for such rules; requiring the specified state universities to develop partnerships with certain entities; requiring the pilot projects to be funded with private resources to the fullest extent possible; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature; providing an effective date.

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

By Senator Montford—

SB 1728—A bill to be entitled An act relating to the Florida State Employees' Charitable Campaign; amending s. 110.181, F.S.; prohibiting the Department of Management Services from contracting with a third party to administer the campaign; removing the requirement that the department select a fiscal agent to receive, account for, and distribute contributions among charitable organizations participating in the campaign; revising the department's rulemaking authority to conform to changes made by the act; deleting provisions providing for the establishment of the Florida State Employees' Charitable Campaign Steering Committee; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Clemens—

SB 1730—A bill to be entitled An act relating to criminal justice; amending ss. 784.078 and 800.09, F.S.; conforming a term to changes made by ch. 2014-191, Laws of Florida; amending s. 947.002, F.S.; conforming a term to changes made by ch. 2014-191, Laws of Florida; conforming a cross reference; amending s. 947.02, F.S.; conforming a term to changes made by ch. 2014-191, Laws of Florida; repealing s. 947.021, F.S., relating to expedited appointments to the Florida Commission on Offender Review; amending s. 947.10, F.S.; deleting an applicability provision; updating a term; amending s. 947.16, F.S.; conforming a term to changes made by ch. 2014-191, Laws of Florida; amending s. 947.172, F.S.; deleting a provision requiring the assigning of cases on a random basis; conforming a term to changes made by ch. 2014-191, Laws of Florida; amending ss. 947.174, 947.1745, and 947.22, F.S.; conforming a term to changes made by ch. 2014-191, Laws of Florida; amending s. 960.001, F.S.; requiring a law enforcement agency to provide specified instructions to a victim; requiring a law enforcement agency to promptly make reasonable efforts to provide the victim with specified information under certain circumstances; amending s.

20.32, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

By Senator Rodriguez—

SB 1732—A bill to be entitled An act relating to postsecondary education tuition and fees; amending s. 1009.21, F.S.; providing that certain individuals may not be denied classification as residents for tuition purposes if certain criteria are met; amending s. 1009.26, F.S.; providing that out-of-state fees for certain individuals who are undocumented for federal immigration purposes shall be waived if certain criteria are met; providing for a uniform out-of-state fee waiver form; providing an effective date.

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

By Senator Rouson—

SB 1734—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; providing for special license plates to be issued to Bronze Star or Bronze Star Combat recipients; making technical changes; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 1736—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for business e-mail addresses of current justices and judges; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Powell—

SB 1738—A bill to be entitled An act relating to career education; amending s. 1004.92, F.S.; authorizing the Commissioner of Education to establish an advisory committee to review and evaluate career education program standards; providing membership; requiring the committee to submit its findings and recommendations to the commissioner and the State Board of Education by a specified date; providing for future expiration; providing an effective date.

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

By Senator Stewart—

SB 1740—A bill to be entitled An act relating to access to clinics; providing a directive to the Division of Law Revision and Information; creating s. 762.01, F.S.; providing a short title; creating s. 762.02, F.S.; defining terms; creating s. 762.03, F.S.; defining the term "minor child or ward"; prohibiting a person from committing certain acts against reproductive health services clients, providers, or assistants; prohibiting a person from damaging certain properties; providing penalties; providing construction; creating s. 762.04, F.S.; providing criminal penalties and fines; providing enhanced penalties for second or subsequent offenses; providing requirements for departures from the sentences and fines; creating s. 762.05, F.S.; providing civil remedies for those aggrieved by specified violations against reproductive health services clients, providers, or assistants or against certain properties; authorizing the Attorney General, a state attorney, or a city attorney to

bring a civil action for such violations; creating s. 762.06, F.S.; requiring a court to take actions necessary to safeguard the health, safety, or privacy of certain people and entities under certain circumstances, including granting restraining orders to specified persons, placing restrictions on the photographing of specified persons, and authorizing specified persons to use pseudonyms in a civil action; providing an effective date.

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

By Senator Rodriguez—

SB 1742—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; revising penalties for violations of the Florida Ban on Texting While Driving Law; providing enhanced penalties for such violations when committed in a school zone or school crossing; requiring each law enforcement agency in this state to adopt policies to prohibit the practice of racial profiling in the enforcement of this section; removing a requirement that specified provisions be enforced as a secondary action by a law enforcement agency; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 1744—A bill to be entitled An act relating to the conditional release program; amending s. 947.1405, F.S.; providing that persons convicted of a non-capital offense and sentenced for a life term qualify for conditional release under certain conditions; requiring that the Department of Corrections on a specified date review certain records of persons serving life sentences and compile such information for the Florida Commission on Offender Review to use in making certain determinations regarding conditional release; providing an effective date.

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

By Senator Flores—

SB 1746—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; deleting the cash build-up factor from the formula used by the State Board of Administration in determining reimbursement premiums to be paid into the Florida Hurricane Catastrophe Fund; amending s. 626.7452, F.S.; requiring, rather than authorizing under certain circumstances, managing general agents to be examined as if they were the insurers on whose behalf they act; amending s. 626.922, F.S.; specifying the venue for civil actions concerning certain surplus lines property insurance policies; amending s. 627.0613, F.S.; adding specified powers of the consumer advocate appointed by the Chief Financial Officer; amending s. 627.062, F.S.; providing an exception from a specified rate factor that is required to be considered by the Office of Insurance Regulation in making a certain determination relating to rate filings; conforming a provision to changes made by the act; revising the limit of the overall premium increase for residential property insurance which results from costs in a certain filing; authorizing the consumer advocate to request certain administrative proceedings or expedited appellate reviews; amending s. 627.351, F.S.; specifying that a personal lines residential risk is not eligible for coverage by the Citizens Property Insurance Corporation if a certain offer of coverage is received from an authorized insurer pursuant to the corporation's policyholder eligibility clearinghouse program; providing that the risk remains eligible for coverage with the corporation under certain circumstances; requiring the corporation's plan of operation to provide eligibility for coverage to a personal lines residential policyholder of the corporation under certain circumstances; providing construction and applicability; requiring, under certain circumstances, the corporation to file and the office to approve a 0 percent recommended rate change for the windstorm portion of a rate in a certain rating territory; conforming a provision to changes made by the act; amending s. 627.409, F.S.; providing an exception, under certain circumstances, from a bar from

recovery under a residential property insurance contract or policy for misrepresentations, omissions, concealments of fact, or incorrect statements; amending s. 627.7011, F.S.; requiring insurers of certain homeowners' policies, under certain circumstances, to pay replacement costs without reservation or holdback of any depreciation in value; amending s. 627.70132, F.S.; revising the timeframe within which a certain notice of windstorm or hurricane claim must be given to the insurer; providing an effective date.

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

By Senator Stewart—

SB 1748—A bill to be entitled An act relating to onsite sewage treatment and disposal system inspections; amending s. 381.0065, F.S.; requiring that onsite sewage treatment and disposal systems be inspected by specified professionals at the point of sale in real estate transactions; specifying system inspection requirements for sold properties that are within a specified distance of Florida waters; specifying repair requirements for such properties if the inspection indicates that repairs are needed; specifying penalties for certain violations of such requirements; requiring the Department of Health to adopt rules; amending s. 381.00651, F.S.; deleting provisions prohibiting specified ordinances from mandating onsite sewage treatment and disposal system evaluations and soil examinations at the point of sale in real estate transactions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rodriguez—

SB 1750—A bill to be entitled An act relating to special districts; amending s. 189.069, F.S.; requiring a special district to post on its website all meeting minutes within a specified time and have the information remain on the website for a specified period; amending s. 190.006, F.S.; removing certain compensation for supervisors on the governing board of a special district; amending s. 190.046, F.S.; removing a filing fee paid to counties or municipalities under certain circumstances when petitions to contract or expand the boundaries of a community development district are filed with the Florida Land and Water Adjudicatory Commission; conforming provisions to changes made by the act; authorizing the board of supervisors by majority vote to transfer its assets and operating and maintenance responsibilities to the private sector or to a certain local general-purpose government if the district has no outstanding financial obligations; requiring the district to terminate upon such transfer, subject to certain requirements; providing for a referendum to dissolve the district, subject to certain requirements; specifying requirements for the petition and the referendum; requiring the district to dissolve if a majority of the qualified voters approve the referendum, subject to certain requirements; providing an effective date.

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

By Senator Rouson—

SB 1752—A bill to be entitled An act relating to art therapy; creating part XVII of ch. 468, F.S., entitled "Art Therapy"; creating s. 468.901, F.S.; providing legislative findings and intent; creating s. 468.902, F.S.; defining terms; creating s. 468.903, F.S.; creating the Advisory Council of Professional Art Therapists within the Division of Medical Quality Assurance in the Department of Health; providing for membership of the council; providing for per diem and travel expenses; requiring the council to meet at least annually or at the call of the director of the division; requiring the council to provide the director with certain expertise and assistance; requiring the director to consult with the council before issuing rules; creating s. 468.904, F.S.; prohibiting an individual from practicing professional or clinical art therapy unless he or she holds a certain license; providing exceptions; prohibiting an individual from using the title "professional art therapist" or "clinical art thera-

pist,” from using certain letters, words, or insignia, or from representing himself or herself as licensed or qualified to practice professional art therapy without a license; providing penalties; providing for construction; creating s. 468.905, F.S.; establishing requirements for licensure as a professional art therapist and a clinical art therapist; authorizing the director to determine that certain programs are substantially equivalent to accredited art therapy programs; providing for the licensure of applicants who hold a license issued by another state or jurisdiction under certain circumstances; exempting certain applicants from licensure requirements; requiring certain fees to be deposited into the Medical Quality Assurance Trust Fund; creating s. 468.906, F.S.; requiring a license to be renewed biennially, subject to certain requirements; requiring the director to establish continuing education requirements; providing that failure to renew shall result in forfeiture of the license; authorizing a forfeited license to be restored under certain circumstances; creating s. 468.907, F.S.; specifying disciplinary grounds and actions; authorizing the division, in consultation with the advisory council, to conduct investigations into violations; requiring the division to adopt rules for the administration of disciplinary procedures and actions; creating s. 468.908, F.S.; authorizing the division to adopt rules; amending s. 1002.66, F.S.; adding art therapy to the list of specialized instructional services that parents of children eligible for the prekindergarten program for children with disabilities may select; amending s. 1003.572, F.S.; including professional art therapists as private instructional personnel to provide specialized services in public schools; providing an effective date.

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

By Senator Campbell—

SB 1754—A bill to be entitled An act relating to delivery of nursing services; creating the “Florida Hospital Patient Protection Act”; creating s. 395.1014, F.S.; providing legislative findings; defining terms; requiring minimum direct care registered nurse staffing levels in a health care facility; requiring that each health care facility implement a staffing plan; prohibiting a health care facility from imposing mandatory overtime and certain other actions; specifying the required ratios of direct care registered nurses to patients for each type of care provided; prohibiting a health care facility from using an acuity adjustable unit to care for a patient; prohibiting a health care facility from using video cameras or monitors as substitutes for the required level of care; providing an exception during a declared state of emergency; requiring that the chief nursing officer of a health care facility, or his or her designee, prepare a written staffing plan that meets the direct care registered nurse staffing levels required by the act; requiring that a health care facility annually evaluate its actual direct care registered nurse staffing levels and update the staffing plan based on the evaluation; requiring that certain documentation be submitted to the Agency for Health Care Administration and be made available for public inspection; requiring that the agency develop uniform standards for use by health care facilities in establishing nurse staffing requirements; providing requirements for the committee members who are appointed to develop the uniform standards; requiring health care facilities to annually report certain information to the agency and post a notice containing such information in each unit of the facility; prohibiting a health care facility from assigning unlicensed personnel to perform functions or tasks that are performed by a licensed or registered nurse; specifying those actions that constitute professional practice by a direct care registered nurse; requiring that a patient assessment be performed only by a direct care registered nurse; authorizing a direct care registered nurse to assign certain specified activities to other licensed or unlicensed nursing staff; prohibiting a health care facility from deploying technology that limits certain care provided by a direct care registered nurse; providing that it is a duty and right of a direct care registered nurse to act as the patient’s advocate; providing certain requirements with respect to such duty; authorizing a direct care registered nurse to refuse to perform certain activities if he or she determines that it is not in the best interest of the patient; authorizing a direct care registered nurse to refuse an assignment under certain circumstances; prohibiting a health care facility from discharging, discriminating against, or retaliating against a nurse based on such refusal; providing that a direct care registered nurse has a right of action against a health care facility that violates certain provisions of the act; requiring that the agency establish a toll-free telephone hotline to provide information and to receive reports of

violations of the act; requiring that certain information be provided to each patient who is admitted to a health care facility; prohibiting a health care facility from interfering with the right of nurses to organize or bargain collectively; authorizing the agency to impose fines for violations of the act; requiring that the agency post on its website information regarding health care facilities that have violated the act; providing an effective date.

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

By Senator Garcia—

SB 1756—A bill to be entitled An act relating to examination and treatment of individuals with mental illness; amending s. 394.453, F.S.; revising legislative intent; amending s. 394.455, F.S.; providing, revising, and deleting definitions; amending s. 394.457, F.S.; providing responsibilities of the Department of Children and Families for a comprehensive statewide mental health and substance abuse program; amending s. 394.4573, F.S.; conforming terminology; amending s. 394.4574, F.S.; providing for additional professionals to assess a resident with a mental illness who resides in an assisted living facility; amending s. 394.458, F.S.; prohibiting the introduction or removal of certain articles at a facility providing mental health services; requiring such facilities to post a notice thereof; amending s. 394.459, F.S.; revising rights of individuals receiving mental health treatment and services to provide for the use of health care surrogates or proxies to make decisions; revising requirements relating to express and informed consent and liability for violations; requiring service providers to provide information concerning advance directives; amending s. 394.4593, F.S.; expanding the definition of the term “employee” to include staff, volunteers, and interns employed by a service provider for purposes of reporting sexual misconduct; repealing s. 394.4595, F.S., relating to the Florida statewide and local advocacy councils and access to patients and records; creating s. 394.4596, F.S.; requiring designated receiving facilities to permit access authority to an agency designated by the Governor to serve as the federally mandated protection and advocacy system for individuals with disabilities; amending s. 394.4597, F.S.; providing rights and responsibilities of the representative of an individual admitted to a facility for involuntary examination or services; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as a guardian advocate; providing duties of a guardian advocate; amending s. 394.4599, F.S.; revising requirements for a certain notice related to involuntary admission; repealing s. 394.460, F.S., relating to rights of professionals; amending s. 394.461, F.S.; authorizing governmental facilities to provide voluntary and involuntary mental health and substance abuse examinations and treatment under certain conditions; providing additional facility reporting requirements; amending s. 394.4615, F.S., relating to confidentiality of clinical records; providing additional circumstances in which information from a clinical record may be released; amending s. 394.462, F.S.; revising requirements for transportation to receiving facilities and treatment facilities; providing for a law enforcement officer to transport an individual to a United States Department of Veterans Affairs facility under certain circumstances; providing immunity from liability; deleting obsolete provisions; amending s. 394.4625, F.S.; revising criteria for voluntary admission to, and release or discharge from, a facility for examination and treatment; revising criteria for a determination of neglect to include mental and physical harm; requiring certain individuals charged with a crime to be discharged to the custody of a law enforcement officer under certain circumstances; amending s. 394.463, F.S.; requiring certain persons initiating an involuntary examination to provide notice to the individual’s guardian, representative, or health care surrogate or proxy; revising a holding period for involuntary examination; amending s. 394.467, F.S.; revising provisions relating to admission to a facility for involuntary services; authorizing the state attorney to represent the state in certain proceedings relating to a petition for involuntary services; granting the state attorney access to certain clinical records and witnesses; providing conditions for a continuance of the hearing; requiring the Division of Administrative Hearings to advise certain parties representing the individual of the right to an independent examination in continued involuntary services proceedings; amending s. 394.46715, F.S.; providing purpose of department rules; amending s. 394.4672, F.S.; authorizing facilities of the United States Department of Veterans Affairs to provide certain mental health services; amending s. 394.4685, F.S.; revising provisions gov-

erning transfer of individuals between and among public and private facilities; amending s. 394.469, F.S.; authorizing the discharge of an individual from involuntary services into the custody of a law enforcement officer under certain conditions; amending s. 394.473, F.S.; revising provisions relating to compensation of attorneys and expert witnesses in cases involving indigent individuals; amending s. 394.475, F.S.; conforming terminology; amending s. 394.4785, F.S.; defining the term “minor” for purposes of admission into a mental health facility; repealing s. 394.4595, F.S., relating to access to patients and patients’ records by members of the Florida statewide and local advocacy councils; repealing s. 394.460, F.S., relating to the rights of professionals; repealing s. 394.4655, F.S., relating to involuntary outpatient services; repealing s. 394.4786, F.S., relating to legislative intent; repealing s. 394.47865, F.S., relating to the privatization of South Florida State Hospital; repealing s. 394.4787, F.S., relating to definitions; repealing s. 394.4788, F.S., relating to use of certain PMATF funds for the purchase of acute care mental health services; repealing s. 394.4789, F.S., relating to the establishment of a referral process and eligibility determination; amending ss. 20.425, 39.407, 394.4599, 394.492, 394.495, 394.496, 394.9082, 394.9085, 409.972, 744.2007, 790.065, and 945.46, F.S.; conforming references and 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.

By Senator Grimsley—

SB 1758—A bill to be entitled An act relating to medical use of marijuana; amending s. 381.986, F.S.; providing legislative intent; defining, redefining, and deleting terms; authorizing physicians to issue physician certifications to specified patients for the provision of marijuana and marijuana delivery devices; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; requiring certain physicians to annually reexamine and reassess patients and update patient information in the compassionate use registry; providing that a prior order issued for low-THC cannabis or medical cannabis is considered a physician certification under certain circumstances; providing requirements for such orders; revising criminal penalties; reducing the number of hours of coursework required of physicians who issue physician certifications; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients to designate caregivers; requiring caregivers to meet specified requirements; prohibiting a qualifying patient from designating more than one caregiver at any given time; providing exceptions; requiring the Department of Health to register on the compassionate use registry a caregiver and to issue him or her a caregiver identification card if the caregiver meets certain requirements; revising the list of entities that have access to the compassionate use registry; requiring the department to adopt rules by a specified date; authorizing the department to charge a fee for identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers (MMTCs) by a certain date; requiring the department to register additional MMTCs in accordance with a specified schedule; providing an exception to certain registration requirements for certain applicants; authorizing certain performance bonds to be used only for reimbursement to the department for damages incurred as a result of the MMTC’s failure to meet certain requirements or department rules; deleting obsolete provisions; revising the operational requirements for MMTCs; authorizing the department to waive certain requirements in the MMTC registration application under specified circumstances; providing requirements for MMTCs to grow, process, and dispense marijuana; providing a contract option that requires an independent testing laboratory to directly test an MMTC’s marijuana final product; requiring that marijuana receptacles be childproof; reducing the time that samples are required to be retained; requiring verification of patient and caregiver identification cards, rather than registration cards, and amount and type of marijuana before dispensing; requiring MMTC compliance with certain standards in the production and dispensing of edibles or food products; requiring an MMTC to enter additional information into the compassionate use registry; providing requirements to ensure the safety and security of

premises and facilities of MMTCs, rather than dispensing organizations, and the safe transport of marijuana; requiring a vehicle transporting marijuana to be legally parked under certain circumstances; revising the department authority and responsibilities; requiring the department to adopt rules relating to ownership changes or changes in an owner’s investment interest; authorizing the department to suspend, revoke, or refuse to renew an MMTC’s registration if the MMTC commits repeated violations that remain uncured within a specified time limit; authorizing emergency rulemaking procedures under certain circumstances; prohibiting a municipality or county from banning dispensing facilities; conforming provisions to changes made by the act; providing construction; authorizing certain institutes or state universities to possess, test, transport, or dispose of marijuana for research purposes; prohibiting a person from offering or advertising services, and from owning, operating, and maintaining certain facilities, without registration; providing penalties including an administrative fine imposed under certain circumstances; prohibiting importation of marijuana; authorizing exportation of marijuana and products containing marijuana under certain circumstances; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Grimsley—

SB 1760—A bill to be entitled An act relating to health care facility regulation; amending ss. 381.0031, 381.004, 384.31, 395.009, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 383.313, F.S.; revising requirements for a birth center to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions; creating s. 395.0091, F.S.; authorizing the Agency for Health Care Administration to adopt rules establishing criteria for alternate-site laboratory testing; defining the term “alternate-site testing”; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities to conform to changes made by the act; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in certain administrative and health care service areas; conforming references; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals providing specified services to meet agency licensure requirements; conforming a reference; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and establishment of the Health Care Risk Manager Advisory Council; amending s. 395.10973, F.S.; deleting duties of the agency relating to health care risk managers; repealing s. 395.10974, F.S., relating to licensure of health care risk managers; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager’s license; amending s. 395.602, F.S.; deleting definitions; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term “hospital” to exclude hospitals operated by state agencies; amending s. 400.464, F.S.; revising licensure requirements for a home health agency; providing conditions for advertising certain services that require licensure; providing for a fine; providing conditions for application for a certificate of exemption from licensure as a home health agency; specifying the duration of the certificate of exemption; authorizing a fee; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or addition of skilled care services; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; providing for the imposition of administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; authorizing the agency to adopt rules establishing standards for certi-

ificate of exemption applications; amending s. 400.506, F.S.; revising penalties for a nurse registry directed by the agency to cease operation; providing that registered nurses, licensed practical nurses, certified nursing assistants, companions or homemakers, and home health aides are independent contractors and not employees of the nurse registries that referred them; requiring a nurse registry to inform the patient, the patient's family, or a person acting on behalf of the patient that the referred caregiver is an independent contractor and that the nurse registry is not permitted to monitor, supervise, manage, or train the referred caregiver; revising provisions relating to activities for which the agency is authorized to deny, suspend, or revoke a nurse registry license and impose fines; providing that a nurse registry is not permitted to review or act upon certain records except under certain circumstances; amending s. 400.606, F.S.; revising content requirements of the plan accompanying an initial or change of ownership application for a hospice; amending s. 400.925, F.S.; revising the definition of the term "home medical equipment"; amending s. 400.931, F.S.; providing a timeframe for a home medical equipment provider to notify the agency of certain personnel changes; amending s. 400.933, F.S.; authorizing the agency to accept certain medical oxygen permits issued by the Department of Business and Professional Regulation in lieu of agency licensure inspections; amending s. 400.980, F.S.; revising timeframe requirements for change of registration information submitted to the agency by a health care services pool; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition of the term "clinical laboratory"; amending s. 408.20, F.S.; exempting hospitals operated by state agencies from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term "relative" for the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; requiring additional information on a licensure application; authorizing the agency to issue licenses with an abbreviated licensure period and prorated fee for alignment of multiple provider license expiration dates; amending s. 408.810, F.S.; exempting an applicant for change of ownership from furnishing proof of ability to operate under certain conditions; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; amending s. 408.812, F.S.; citing failure to discharge residents by the license expiration date as unlicensed activity; providing that certain unlicensed activity by a provider constitutes abuse and neglect; requiring the agency to refer certain findings to the state attorney; requiring the agency to impose a fine under certain circumstances; amending s. 429.02, F.S.; revising definitions; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; imposing a burden of proof on the person or entity asserting the exemption; providing applicability; amending s. 429.08, F.S.; providing criminal penalties and fines for ownership, rental, or maintenance of a real property used as an unlicensed assisted living facility; providing that engaging a third party to provide certain services at an unlicensed location constitutes unlicensed activity; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating beyond a specified period without an administrator who has completed certain educational requirements; amending s. 429.41, F.S.; prohibiting an assisted living facility from providing personal services to nonresidents; repealing part I of ch. 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; revising agency inspection schedules for multiphasic health testing centers; amending s. 483.801, F.S.; revising an exemption from regulation for persons employed by certain laboratories; amending s. 483.803, F.S.; deleting definitions; conforming provisions to changes made by the act; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; amending s. 945.36, F.S.; authorizing law enforcement personnel to conduct drug tests on certain inmates and releasees; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.0625, 400.9905, 408.033, 408.036, 408.802, 408.820, 409.9116, 409.975, 456.001, 456.057, 458.307, 458.345, 483.813, 491.003, 627.351, 627.602, 627.64194, 627.6513, 641.185, 641.312, 641.3154, 641.51, 641.515, 641.55, 641.70, 641.75, 766.118, 766.202, and 1009.65, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

SCR 1762—Previously introduced.

By Senator Perry—

SB 1764—A bill to be entitled An act relating to Medicaid compliance; amending s. 395.003, F.S.; requiring that certain hospitals comply with provisions relating to the establishment of a Medicaid compliance office and procedures as a condition of licensure; amending s. 409.913, F.S.; defining the term "covered person"; requiring that certain hospitals establish a Medicaid compliance office; requiring that the hospitals appoint a compliance officer and committee; providing responsibilities for such compliance officer and committee; requiring the hospitals to develop a code of conduct, policies and procedures, a risk assessment and internal review process, a training plan, and other specified procedures; providing requirements for such code of conduct, policies and procedures, risk assessment and internal review process, training plan, and other specified procedures; requiring a hospital to notify the inspector general of the Agency for Health Care Administration of certain reportable events; providing requirements for such notifications; establishing a daily fine for failing to notify the inspector general of a reportable event; requiring that each hospital submit an annual report to the agency by a specified date; providing requirements for such report; providing definitions; providing an effective date.

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

By Senator Lee—

SB 1766—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which compose the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; creating s. 627.7265, F.S.; defining terms; requiring certain motor vehicle liability insurance policies to include specified medical payments coverage; prohibiting an insurer from offering medical payments coverage with a deductible; providing construction; authorizing an insurer to exclude medical payment benefits under certain circumstances; specifying requirements, limitations, and exclusions for medical payments coverage benefits; requiring rulemaking by the Financial Services Commission; providing requirements, procedures, conditions, exclusions, prohibited acts, and construction relating to an insurer's payment of medical payments coverage benefits; specifying requirements and procedures for, and conditions and limitations on, the reimbursement of certain providers' charges for medical care under medical payments coverage; providing that reimbursements may be limited according to a specified schedule of maximum charges; providing construction; providing that insurers or insureds are not required to pay certain claims or charges; requiring the Department of Health to adopt certain rules; specifying procedures, forms, and requirements for providers in furnishing statements of charges and other statements and bills to insurers; providing construction; specifying disclosure and informed consent requirements for certain entities providing medical services; requiring the commission to adopt rules; requiring insurers to investigate certain claims for improper billing and providing procedures and requirements for such investigations; prohibiting a certain act by an insurer with the intent to deny reimbursement; requiring certain entities to be licensed as clinics to receive reimbursement under medical payments coverage; providing exceptions; requiring insurers to provide named insureds with a specified form notifying the insureds of their right to receive medical payments coverage; providing requirements for the notice and for providing such notice; providing requirements, procedures, and prohibited acts related to discovery of facts about an insured person who makes a medical payments coverage claim; requiring such person to provide specified information to an insurer upon request; providing procedures that apply in the event of a dispute over discovery of facts; providing requirements, prohibitions, and construction relating to mental and physical examinations of injured persons covered by medical payments coverage; providing applicability of provisions relating to attorney fees; requiring that a specified prelitigation demand

letter be provided to an insurer before an action for benefits may be filed; providing requirements for delivering a demand letter to the insurer; requiring an insurer to file certain information designating an authorized representative with the Office of Insurance Regulation; prohibiting an action against an insurer if the insurer, within a specified time, pays specified amounts or provides a written statement agreeing to pay specified amounts for future treatment; requiring certain civil action claims to be brought in a single action unless good cause is shown; providing that insurers who repeatedly, and as a general business practice, fail to pay certain valid claims are subject to penalties for unfair or deceptive trade practices; authorizing the Department of Legal Affairs to investigate and initiate actions for such violations; providing an insurer with a civil cause of action against certain persons convicted of or pleading guilty or nolo contendere to certain violations; specifying recoverable damages; requiring an insurer, when a claim is filed, to provide a specified fraud advisory notice to an insured or the person who is the subject of the claim; providing construction relating to certain nonreimbursable claims; authorizing electronic transmittal of certain documents; authorizing an insurer to include in its policies a specified right of subrogation for medical payments benefits; providing construction; amending s. 316.646, F.S.; revising applicability of a requirement to have immediate possession of proof of maintenance of certain security; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; deleting a requirement that specified information be included on a certain insurance proof-of-purchase card; revising construction; conforming a provision to changes made by the act; amending s. 320.27, F.S.; revising requirements for furnishing certain insurance coverage information on an application for a motor vehicle dealer; revising insurance coverage requirements for certain motor vehicle dealers; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability coverage requirements for a recreational vehicle dealer license applicant; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising, at specified timeframes, minimum coverage requirements for proof of financial responsibility; defining the term “for-hire passenger transportation vehicle”; conforming a cross-reference; amending s. 324.022, F.S.; revising, at specified timeframes, minimum liability coverage requirements for motor vehicle owners and operators; revising authorized methods for meeting such requirements; revising the vehicles that are excluded from the definition of the term “motor vehicle” and providing security requirements for certain excluded vehicles; deleting the definition of the term “owner”; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.031, F.S.; revising applicability of a provision authorizing certain methods of proving financial responsibility; revising, at specified timeframes, the amount of a certificate of deposit that is required for a specified method of proof of financial responsibility; revising insurance coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising applicability of the minimum requirements of financial responsibility for for-hire passenger transportation vehicles; revising such requirements; revising a requirement for a motor vehicle liability policy that is obtained to comply with such requirements; conforming a cross-reference; amending s. 324.071, F.S.; revising the fee for reinstating an owner’s or operator’s license or registration that has been suspended for specified reasons; amending s. 324.151, F.S.; revising requirements for a motor vehicle liability policy that serves as proof of financial responsibility for certain operators or owners; authorizing an insurer to exclude liability coverage in the policy under certain circumstances; defining terms; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of providing financial responsibility; amending s. 324.171, F.S.; revising, at specified timeframes, the minimum net worth requirements that qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; amending s. 456.072, F.S.; revising applicability of certain grounds for discipline, relating to medical payments coverage claims rather than personal injury protection claims, for certain health professions; amending s. 626.9541, F.S.; revising the types of insurance coverage applicable to certain prohibited acts; conforming a cross-reference; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance

act”; amending s. 627.0652, F.S.; revising the coverages of a motor vehicle insurance policy which must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising the coverages of a motor vehicle insurance policy which must or may provide a premium discount under certain circumstances; amending s. 627.4132, F.S.; revising the coverages of a motor vehicle policy which must provide a specified limitation; amending s. 627.727, F.S.; revising the legal liability of an uninsured motorist coverage insurer; conforming a provision to changes made by the act; amending s. 627.7275, F.S.; revising applicability and required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; revising applicability; conforming a cross-reference; amending s. 627.7415, F.S.; revising, at specified intervals, the minimum levels of certain liability insurance for commercial motor vehicles; amending s. 627.8405, F.S.; revising the coverages of a policy sold in conjunction with an accidental death and dismemberment policy and prohibiting a premium finance company from taking certain acts relating to such policies; revising coverages that are the subject of certain disclosure rules by the commission; amending s. 817.234, F.S.; revising the applicability of certain criminal acts of insurance fraud, from personal injury protection insurance to medical payments coverage; amending ss. 318.18, 320.0609, 322.251, 322.34, 324.0221, 400.991, 400.9935, 456.057, 627.06501, 627.7263, 627.728, 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending ss. 324.051 and 324.091, F.S.; making technical changes; amending s. 324.023, F.S.; conforming cross-references; defining the term “minimum security requirements”; providing applicability and construction; providing requirements and procedures relating to motor vehicle insurance policies providing personal injury protection as of the effective date of the act; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; providing for construction relating to suspensions for failure to maintain required security in effect before the effective date of the act; providing a directive to the Division of Law Revision and Information; providing effective dates.

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

By Senator Lee—

SB 1768—A bill to be entitled An act relating to public records; amending s. 324.242, F.S.; revising an exemption from public records requirements to exempt certain information held by the Department of Highway Safety and Motor Vehicles relating to medical payments coverage and liability motor vehicle insurance policies, rather than relating to personal injury protection and property damage liability insurance policies; requiring the department to provide certain policy numbers to specified parties; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Appropriations.

By Senator Lee—

SB 1770—A bill to be entitled An act relating to community redevelopment agencies; amending s. 163.356, F.S.; providing reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; establishing procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring a community redevelopment agency to publish annual reports and boundary maps on its website; creating s. 163.3755, F.S.; providing a phase-out period for existing community redevelopment agencies; providing a limited exception for community redevelopment agencies with certain outstanding bond obligations; providing that a governing body of a county or municipality may create a community redevelopment agency only by a super majority vote on or after a specified date; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Op-

portunity to declare inactive community redevelopment agencies that have reported no financial activity for a specified number of years; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring the department to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; revising requirements for the use of the redevelopment trust fund proceeds; limiting allowed expenditures; revising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide an annual budget to the county commission; revising requirements for the annual audit; requiring the audit to be included with the financial report of the county or municipality that created the community redevelopment agency; amending s. 218.32, F.S.; requiring county and municipal governments to report community redevelopment agency annual audit reports as part of the county or municipal annual report; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide a report to the Department of Economic Opportunity concerning community redevelopment agencies with no revenues, expenditures, or debts; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations; and Rules.

By Senator Lee—

SB 1772—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising the term “retention”; adding specified coverage level options required in reimbursement contracts between the State Board of Administration and insurers writing policies in this state; revising, beginning with a specified timeframe, the obligation limits of the board with respect to all contracts covering a particular contract year; revising, beginning with a specified timeframe, the calculation of the cash build-up factor used in the formula for determining reimbursement premiums paid to the fund; revising provisions relating to optional coverage offered by the board; defining terms; requiring the board to offer such optional coverage beginning with a specified timeframe; specifying Flexible Layered Options (FLO) coverage multiples; specifying requirements for FLO reimbursement premiums and FLO options addendums; providing construction relating to the optional coverage’s effect on the fund’s claims-paying capacity; amending s. 627.062, F.S.; deleting the actual costs paid due to applying the cash build-up factor as a basis for certain separate rate filings under certain circumstances by residential property insurers; amending s. 627.0629, F.S.; conforming a provision to changes made by the act; amending s. 627.351, F.S.; deleting a provision authorizing Citizens Property Insurance Corporation to implement rate increases to reflect the effect of the cash build-up factor; providing an effective date.

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

By Senator Lee—

SJR 1774—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of a new section in Article XII of the State Constitution to increase the assessed value eligible for homestead exemption and to provide an effective date if the amendment is adopted.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

Senate Bills 7000-7018—Previously introduced.

SB 7020—Not introduced.

By the Committee on Governmental Oversight and Accountability—

SB 7022—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required em-

ployer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Braynon—

CS for SB 34—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on attorney fees; providing an effective date.

By the Committees on Community Affairs; and Regulated Industries; and Senator Artiles—

CS for CS for SB 190—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; redefining the term “low-voltage alarm system project” to include low-voltage electric fences; defining the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senators Steube and Brandes—

CS for SB 222—A bill to be entitled An act relating to the length of time a patient may stay at an ambulatory surgical center or mobile surgical center; amending s. 395.002, F.S.; revising the definition of ambulatory surgical center and mobile surgical facility; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Gainer, Broxson, and Montford—

CS for SB 364—A bill to be entitled An act relating to the Recovery Fund for the Deepwater Horizon incident; amending s. 288.8012, F.S.; defining the term “settlement agreement”; amending s. 288.8013, F.S.; revising the funding source of the principal of the Recovery Fund for the Deepwater Horizon incident; requiring that certain funds be transferred to the Recovery Fund within a specified timeframe; deleting a requirement that the Recovery Fund be maintained as a long-term, stable source of revenue, for a specified period; requiring Triumph Gulf Coast, Inc., to consult with the State Board of Administration and to invest moneys from the settlement agreement in certain funds; revising the limit on administrative costs; deleting provisions requiring the board of directors of Triumph Gulf Coast, Inc., to formulate a specified investment policy for the Recovery Fund; deleting provisions requiring Triumph Gulf Coast, Inc., to competitively procure one or more money managers to invest the principal of the Recovery Fund; deleting a provision limiting costs and fees for investment services and requiring such costs and fees to be deducted from earnings as administrative costs; amending s. 288.8014, F.S.; increasing the number of members of the board of directors of Triumph Gulf Coast, Inc., as of a specified date; providing for the appointment of the new members; requiring that the new members be residents of certain disproportionately affected counties; revising the duties of the independent certified public accountant that Triumph Gulf Coast, Inc., is required to retain; deleting provisions requiring Triumph Gulf Coast, Inc., to retain an independent financial advisor and an economic advisor; amending s. 288.8015, F.S.; deleting a provision specifying that expenditures made by the board are made from earnings; amending s. 288.8017, F.S.; revising the source for awards made by Triumph Gulf Coast, Inc.; conforming a provision to changes made by the act; requiring that K-20 institutions have a campus, rather than their home campus, in a disproportionately affected county as a condition of eligibility to receive certain grants; revising

annual restrictions on awards; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Criminal Justice; and Judiciary; and Senators Montford and Book—

CS for CS for SB 416—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of therapy animals or facility dogs in certain proceedings; allowing certain animals to be used when taking the testimony of a person who has an intellectual disability; removing the requirement that certain animals be registered; defining terms; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Passidomo—

CS for SB 446—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 448—A bill to be entitled An act relating to prearrest diversion programs; creating s. 901.40, F.S.; encouraging local communities and public or private educational institutions to implement prearrest diversion programs for certain offenders; encouraging prearrest diversion programs to share information with other prearrest diversion programs; authorizing law enforcement officers, at their sole discretion, to issue a civil citation or similar prearrest diversion program notice to adults under specified circumstances; requiring an adult who is issued a civil citation or similar prearrest diversion program notice by a participating law enforcement agency to report for intake as required by the prearrest diversion program; requiring the program to provide certain appropriate services; requiring that an adult who is issued a civil citation or similar prearrest diversion program notice fulfill a community service requirement; requiring the adult to pay restitution to a victim; requiring the law enforcement officer to determine if there is good cause to arrest an adult who did not successfully complete the program and refer the case to the state attorney or allow the adult to continue in the program; requiring specified entities to create the prearrest diversion program; requiring the entities to develop policies and procedures for the development and operation of the program and to solicit input from other interested stakeholders; authorizing specified entities to operate the program; specifying how the misdemeanor offenses that are eligible for the prearrest diversion program are selected; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 450—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; providing that the personal identifying information of an adult who participates in a prearrest diversion program is exempt from public record requirements; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Transportation; and Senators Hutson, Gainer, and Broxson—

CS for SB 466—A bill to be entitled An act relating to motor vehicle warranty repairs and recall repairs; amending s. 320.64, F.S.; prohi-

biting a manufacturer, factory branch, distributor, or importer from denying a claim of a motor vehicle dealer, reducing compensation to a motor vehicle dealer, or processing a chargeback to a motor vehicle dealer because of specified circumstances; creating s. 320.6407, F.S.; requiring a manufacturer, factory branch, distributor, or importer to compensate a motor vehicle dealer for a used motor vehicle under specified circumstances; requiring the manufacturer, factory branch, distributor, or importer to pay the compensation within a specified timeframe after the motor vehicle dealer's application for payment; requiring such applications to be submitted monthly, as necessary, through the manufacturer's, factory branch's, distributor's, or importer's warranty application system or certain other system or process; providing for calculation of the amount of compensation; reenacting s. 320.6992, F.S., relating to applicability of specified provisions to systems of distribution of motor vehicles in this state, to incorporate the amendments made to s. 320.64, F.S., and to incorporate s. 320.6407, F.S., as created by the act, in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 674—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing that certain information included in nonviable birth records is confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Transportation; and Senator Powell—

CS for SB 718—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 790—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term "public service" with the term "community service"; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term "parole or probation supervisor" with the term "probation officer"; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be sup-

plied to the offender's probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 794—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; revising qualifications for a motor vehicle service agreement company to obtain and maintain a license; amending s. 634.121, F.S.; requiring specified refunds by insurers or service agreement companies if service agreements are canceled by lenders, finance companies, or creditors after a specified timeframe; providing a limitation on such cancellations; providing an effective date.

By the Committee on Banking and Insurance; and Senator Perry—

CS for SB 812—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a personal lines residential or commercial residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

By the Committee on Regulated Industries; and Senator Hutson—

CS for SB 818—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the definition of the term "interestholder" to clarify that the term does not include certain parties to a certain multisite timeshare plan; amending s. 721.08, F.S.; clarifying current law; providing that certain instruments are not an encumbrance as they relate to certain vacation and timeshare plans; amending s. 721.125, F.S.; revising requirements for the termination of a timeshare plan; providing that the termination of a timeshare plan does not change the corporate status of an owners' association under certain circumstances; providing that the owners' association continues to exist until certain affairs are concluded; requiring the board of administration of the owners' association to serve as the termination trustee after termination of a timeshare plan; providing powers of the termination trustee; specifying that certain expenses incurred by the termination trustee must be borne by the tenants of a former timeshare property; requiring the termination trustee to adopt certain procedures to implement the partition or sale of a former timeshare property; requiring a voting representative to be designated under certain circumstances; specifying the voting rights of the voting representative; conforming provisions to changes made by the act; creating s. 725.1255, F.S.; providing legislative findings; specifying the percentage of votes

required to extend the term of a timeshare plan under certain circumstances; specifying what constitutes a quorum under certain circumstances; specifying that a meeting to extend a timeshare plan may be held at any time; authorizing an owners' association to determine if a person or entity holding a voting interest is ineligible to vote, subject to certain requirements; specifying the maximum duration of validity of a proxy; providing that a proxy for a vote is revocable unless otherwise stated; specifying requirements for certain extension votes to be effective; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senators Simmons and Baxley—

CS for SB 844—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; providing that a person who willfully and knowingly excavates, exposes, moves, or removes the contents of a grave or tomb commits a felony; revising applicability; authorizing an owner, officer, employee, or agent of specified cemeteries to relocate the contents of a grave or tomb, subject to certain conditions; providing an effective date.

By the Committee on Criminal Justice; and Senators Garcia, Benacquisto, Flores, and Campbell—

CS for SB 852—A bill to be entitled An act relating to human trafficking; amending s. 39.524, F.S.; requiring the Department of Children and Families or a sheriff's office to conduct a multidisciplinary staffing on child victims of commercial sexual exploitation to determine the child's service and placement needs; revising the date by which the department or sheriff's office must submit a report to the Legislature on child commercial sexual exploitation and safe-harbor placements; revising the contents of the report, including recommendations by the Office of Program Policy Analysis and Government Accountability study on commercial sexual exploitation of children; requiring the department to maintain certain data on the child victims; amending s. 92.565, F.S.; adding commercial sexual activity as a crime in which the defendant's admission is admissible during trial; amending s. 409.016, F.S.; defining the term "commercial sexual exploitation"; amending s. 409.1678, F.S.; deleting the term "sexually exploited child"; removing an obsolete date; conforming provisions to changes made by the act; amending s. 409.1754, F.S.; requiring the department or sheriff's office to conduct multidisciplinary staffings for child victims; requiring a service plan for all victims of child commercial sexual exploitation; requiring the department or sheriff's office to follow up on all victims of child commercial sexual exploitation within a specified timeframe; amending s. 907.041, F.S.; adding human trafficking to the list of crimes requiring pretrial detention of the defendant; reenacting s. 790.065(2)(c), F.S., relating to the sale and delivery of firearms to incorporate the amendment made to s. 907.041, F.S., in a reference thereto; providing an effective date.

By the Committee on Community Affairs; and Senators Brandes and Perry—

CS for SB 854—A bill to be entitled An act relating to a task force on affordable housing; creating a task force on affordable housing; directing the task force to be assigned to the Florida Housing Finance Corporation for administrative purposes; directing the task force to convene no later than a specified date; providing membership requirements; directing the corporation to provide administrative and staff support services to the task force; requiring members of the task force to serve without compensation; providing members certain entitlements to reimbursement, subject to certain requirements; directing the task force to develop recommendations for the state's affordable housing needs, subject to certain requirements; directing the task force to submit a report to the Governor and the Legislature by a specified date; terminating the task force by a specified date; providing an effective date.

By the Committee on Community Affairs; and Senators Brandes and Lee—

CS for SB 860—A bill to be entitled An act relating to the Florida Building Code; amending s. 468.603, F.S.; revising and defining terms; amending s. 468.609, F.S.; creating an internship path to certification as an inspector or plans examiner; specifying requirements for the in-

ternship periods; requiring the board to authorize specified candidates for certification as building code inspectors or plans examiners to perform duties during a specified period after initial application, to apply for a 1-year provisional certificate under certain circumstances, and to apply for standard certification within a certain time before completing the internship period; deleting being newly hired or promoted as a condition for eligibility to qualify for a provisional certificate; requiring rulemaking; requiring the board to develop a form to transfer internship periods completed in other jurisdictions under certain circumstances; requiring the board to develop an electronic application for standard certification for certain persons; authorizing persons to seek additional certifications if they meet certain requirements; conforming cross-references; amending s. 468.617, F.S.; specifying that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into a contract for the services of a building code administrator or building code official; amending s. 468.8313, F.S.; providing conditions for the department to review and approve certain examinations; amending s. 553.73, F.S.; requiring the Florida Building Commission to use the 6th and subsequent editions of the Florida Building Code as the foundation for the development of and updates to the code; requiring the commission to review, rather than update, the Florida Building Code every 3 years; deleting a provision that specifies how long amendments or modifications to the foundation remain effective; deleting provisions limiting the length of time that an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the foundation code if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.791, F.S.; revising the definition of the term "private provider"; conforming cross-references; amending ss. 471.045 and 481.222, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Stargel—

CS for SB 880—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the Commissioner may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements for the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of non-compliance; amending s. 218.33, F.S.; requiring local governmental

entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the membership of the audit committee of certain governing bodies; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; removing obsolete provisions; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 218.503 and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Hutson—

CS for SB 884—A bill to be entitled An act relating to shark fins; creating s. 379.2426, F.S.; defining terms; prohibiting persons from possessing separated shark fins except under certain conditions; providing penalties; prohibiting persons with suspended or revoked salt-water license privileges from engaging in certain activities; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 886—A bill to be entitled An act relating to public records; creating s. 397.6760, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding substance abuse impaired persons; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Banking and Insurance; and Senator Stargel—

CS for SB 986—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; amending s. 554.103, F.S.; requiring, rather than authorizing, the Department of Financial Services to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler that is placed in use after a specified date; author-

izing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; providing a penalty against an insurance carrier if certain followup inspections are not conducted; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; creating s. 554.116, F.S.; requiring a boiler insurance company to annually file a specified report with the chief boiler inspector; requiring the department to adopt a form by rule; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term "applicant"; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing an exception from a certain continuing education requirement for such licensees; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities' licenses or

appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department's discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; providing an effective date.

By the Committee on Transportation; and Senators Rouson and Thurston—

CS for SB 994—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; establishing an annual use fee for the plates; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Grimsley—

CS for SB 1018—A bill to be entitled An act relating to contaminated site cleanup; amending s. 376.30713, F.S.; revising legislative findings; providing an exception to a requirement that an applicant for advanced cleanup demonstrate an ability to pay cost share; requiring that the Department of Environmental Protection determine whether specified requirements are acceptable under certain circumstances; providing that the application for the cleanup of individual redevelopment sites is not subject to certain application period limitations and cost-share provisions; specifying the application requirements for such sites; conforming provisions to changes made by the act; increasing the amount per year the department may use for advanced cleanup work; specifying expenditure limitations; amending s. 376.3078, F.S.; providing a statement of public interest; authorizing site assessments in advance of site priority ranking under certain circumstances; specifying criteria for sites to be eligible for such assessments; specifying what must be demonstrated through such assessments; specifying criteria for the assignment of assessment tasks; specifying funding limitations; specifying the prioritization of requests; amending s. 220.1845, F.S.; increasing the total amount of an authorization for tax credits; amending s. 376.30781, F.S.; increasing the total amount of tax credits the department is responsible for allocating; providing an effective date.

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

CS for SB 1044—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term "legal father" and redefining the term "parent"; amending s. 39.201, F.S.; providing that central abuse hotline information may be used for employment screening of residential group home caregivers; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline

information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child's legal father at the shelter hearing; specifying what types of information fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a legal father's identity in such inquiry; requiring the diligent search to determine a parent's or prospective parent's location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative intent; requiring children placed in out-of-home care to be assessed to determine the most appropriate placement; requiring the placement assessments to be documented in the Florida Safe Families Network; requiring a court to review and approve placements; requiring the Department of Children and Families to report annually to the Governor and the Legislature on the number of children placed with relatives and the number placed in out-of-home care; authorizing the department to adopt rules; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father's identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district's retention or dissolution to the electorate in a specified general election; amending s. 322.051, F.S., providing a requirement for an identification card for certified unaccompanied or homeless youth; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term "child welfare trainer"; providing rulemaking authority; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending s. 743.067, F.S.; defining the term "certified unaccompanied homeless youth"; requiring the Office on Homelessness within the Department of

Children and Families to develop a standardized form to be used in the certification process; providing information that must be included in the form; authorizing a certified unaccompanied homeless youth to apply at no charge to the Department of Highway Safety and Motor Vehicles for an identification card; conforming terminology; amending s. 1009.25, F.S.; revising fee exemption requirements related to homeless students; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 1130—A bill to be entitled An act relating to the pregnancy support services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding the inclusion of religious content; providing an effective date.

By the Committee on Banking and Insurance; and Senators Hutson and Garcia—

CS for SB 1170—A bill to be entitled An act relating to the Florida Security for Public Deposits Act; amending s. 280.02, F.S.; redefining terms, which includes the addition of credit unions as qualified public depositories under the Florida Security for Public Deposits Act; creating s. 280.042, F.S.; specifying conditions that must be met before the Chief Financial Officer may designate a credit union as a qualified public depository; requiring the Chief Financial Officer to withdraw from a collateral agreement with a credit union under certain circumstances; providing construction and notice and public deposit return requirements after such withdrawal; authorizing the Chief Financial Officer to limit, for a certain purpose, the amount of public deposits a credit union may hold; amending s. 280.07, F.S.; specifying the mutual responsibility and contingent liability of certain credit unions designated as qualified public depositories; conforming a provision to changes made by the act; amending s. 280.08, F.S.; conforming provisions to changes made by the act; providing that certain assessments by the Chief Financial Officer upon qualified public depositories are subject to certain segregation of contingent liability provisions; amending s. 280.09, F.S.; requiring the Chief Financial Officer, in administering the Public Deposits Trust Fund, to segregate and separately account for certain proceeds, assessments, or penalties attributable to a credit union from those attributable to a bank, savings bank, or savings association; providing that payment of losses is subject to such limitations; amending ss. 280.03, 280.05, 280.052, 280.053, 280.055, 280.085, 280.10, 280.13, and 280.17, F.S.; conforming provisions to changes made by the act; reenacting ss. 17.57(7)(a); 24.114(1); 125.901(3)(e); 136.01; 159.608(11); 175.301; 175.401(8); 185.30; 185.50(8); 190.007(3); 191.006(16); 215.34(2); 218.415(16)(c), (17), and (23)(a); 255.502(4)(h); 331.309(1) and (2); 373.553(2); 631.221; and 723.06115(3)(c), F.S., relating to deposits and investments of state money; bank deposits and control of lottery transactions; children's services and independent special districts; county depositories; powers of housing finance authorities; depositories for pension funds; retiree health insurance subsidies; depositories for retirement funds; retiree health insurance subsidies; board of supervisors; general powers; state funds and noncollectible items; local government investment policies; definitions; treasurers, depositories, and a fiscal agent; a treasurer of the board, payment of funds, and depositories; deposit of moneys collected; and the Florida Mobile Home Relocation Trust Fund, respectively, to incorporate the amendments made to s. 280.02, F.S., in references thereto; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 280 which he approved on March 13, 2017.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 280.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 280 has been enrolled, signed by the required constitutional officers, and presented to the Governor on March 10, 2017.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 9 was corrected and approved.

CO-INTRODUCERS

Senators Artiles—CS for CS for SB 182, SB 1210; Baxley—SB 984, SB 1406; Bean—SB 876; Benacquisto—SB 662; Bracy—SB 1062; Brandes—SB 222; Broxson—CS for CS for SB 182; Campbell—CS for CS for SB 550, SB 7000; Farmer—SB 162, SB 186; Garcia—CS for SB 80, SB 984, SB 1170; Gibson—SB 410; Grimsley—SB 1536; Hutson—SB 1210; Lee—SB 860; Passidomo—SB 600; Perry—SB 188, SB 854; Powell—SB 442; Rouson—SB 458, SB 1334; Steube—SB 838, SB 1178; Stewart—CS for SB 90, SB 614; Thurston—SB 994

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:30 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 11:00 a.m., Tuesday, March 21 or upon call of the President.

SENATE PAGES

March 13-17, 2017

Andrew Albritton, Ocala; John "Tiger" Bales, Tampa; Ellie Casteel, Tallahassee; Lauren Collins, Tallahassee; Emily Dudley, Tallahassee; Camille Gsteiger-Cox, Tallahassee; Amanda Johnson, Clearwater; Brandon Lee, Brandon; Savannah Parker, Panama City; Garrett Payne, Port Orange; Harley Ramba, Tallahassee; Ryan Reynolds, Sebring; Pierce Ryan, Tallahassee; Cynthia Wang, Tallahassee; Amy Xia, Tallahassee



Journal of the Senate

Number 5—Regular Session

Tuesday, March 21, 2017

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CALL TO ORDER

The Senate was called to order by President Negrón at 11:00 a.m. A quorum present—38:

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

Excused: Senator Hukill

PRAYER

The following prayer was offered by Michelle Lawson, Chaplain of the 927th Combat Sustainment Support Battalion, Starke:

Lord of all creation, we are mindful this day of the heritage left by those who founded this great state and the Florida National Guard. We are especially grateful for the alliance formed between soldiers and citizens in times of prosperity and devastation. May we not take for granted what so many have sacrificed and died for—freedom. Help us be responsible citizens who strive continually to make liberty and justice a reality for all.

Divinely inspire our presence and participation today in order to inform and enrich our commitment to one another. Challenge us to live out the principles and vision that we share in common. Strengthen us to walk in obedience knowing continued peace requires discipline, choices, and sacrifices for ourselves and our families to protect the integrity of our state. In your gracious name, we pray. Amen.

COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and a Color Guard of the Florida National Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Color Guard included the following member from the 144th Transportation Company: Staff Sergeant Curtis Miller; the following member from the 779th Engineer Battalion: Sergeant Dion Dehaney; the following members from the 101st Air Operations Group: Technical Sergeant Megan Hartzell and Master Sergeant Jessica Neff; the following member from the 101st Air Communications Squadron: Staff Sergeant Dustin Surber; and the following members from the 869th Engineer Company: Staff Sergeant Tiffany Mitchell and Specialist Damian Holmes.

PLEDGE

Senators Artiles, Brandes, Steube, and Torres led the Senate in the Pledge of Allegiance to the flag of the United States of America.

Senator Artiles, from the 40th District, served as a Sergeant in the United States Marine Corps from 1998-2006.

Senator Brandes, from the 24th District, served as a Transportation Officer in the United States Army Reserves from 1996-2007.

Senator Steube, from the 23rd District, served as a Captain in the United States Army from 2004-2008.

Senator Torres, from the 15th District, served in the United States Marine Corps from 1967-1970.

SPECIAL PERFORMANCE

The President recognized Specialist Michelle Dillon of the 13th Army Band, who sang *The Star Spangled Banner*.

ADOPTION OF RESOLUTIONS

On motion by Senator Stargel—

By Senator Stargel—

SR 1778—A resolution honoring the Florida National Guard and designating March 21, 2017, as “Florida National Guard Day.”

WHEREAS, as the military arm of the Governor and the people of this state, the Florida National Guard stands ready in times of crisis or emergency to respond immediately to a call from the Governor, and

WHEREAS, the Florida National Guard traces its lineage back more than 450 years to 1565 when the first muster of a civilian militia took place in St. Augustine, making Florida’s militia the oldest in the nation, and

WHEREAS, today’s Florida National Guard stands strong with approximately 12,000 of the best soldiers and airmen this nation has ever known, and

WHEREAS, the men and women of the Florida National Guard and their families willingly make sacrifices during times of hurricanes, fires,

floods, and other natural disasters, serving domestically and around the world in contingency operations, and

WHEREAS, more than 20,000 men and women of the Florida National Guard answered the call to federal active duty following the attack on our nation on September 11, 2001, and served with distinction and honor during Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn, and continue to serve in Operation Noble Eagle, Operation Freedom's Sentinel, Operation Inherent Resolve, and Operation Observant Compass, which continue to take these dedicated guard members far from their families and friends while they ensure we are safe at home, and

WHEREAS, the employers of guard members and their families make significant sacrifices to conduct their businesses during the absence of these employees, while still providing a job for them when they return home, and

WHEREAS, the men and women of the Florida National Guard remain involved in hundreds of community service projects across the state while preparing for their federal duty, protecting the residents of this state during emergencies, and contributing to local programs, NOW, THEREFORE,

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

That in honor of the significant contributions and consistent readiness of the Florida National Guard and to gratefully acknowledge the faithful service of its dedicated soldiers and airmen, March 21, 2017, is recognized as "Florida National Guard Day."

—was introduced out of order and read by title. On motion by Senator Stargel, **SR 1778** was read the second time by title and adopted.

On motion by Senator Gibson—

By Senator Gibson—

SR 1786—A resolution expressing support for basing United States Air Force F-35A Lightning II joint strike fighter aircraft at the Florida Air National Guard base at Jacksonville International Airport.

WHEREAS, the F-35A Lightning II is the most advanced aircraft in the United States Air Force fighter inventory and will deliver cutting-edge capability to our national security initiatives for decades to come, and

WHEREAS, the United States Air Force is now conducting a selection process for F-35 base assignments which could include the placement of up to 24 F-35A Lightning II aircraft and the creation of as many as 250 additional jobs in the base locations chosen, and

WHEREAS, Florida is home to several F-35A Lightning II manufacturing and training facilities, including the Pratt & Whitney West Palm Beach Engine Center, the Lockheed Martin Pinellas Park manufacturing facility, and Orlando's Lockheed Martin training systems unit, and

WHEREAS, the Florida Air National Guard boasts approximately 1,900 highly trained and skilled men and women who serve in the world's most dominant Air Force and able National Guard, and

WHEREAS, Florida offers an abundance of unhindered training airspace adjacent to the City of Jacksonville which is accessible to numerous installations and which increases training time and reduces fuel consumption, and

WHEREAS, the Florida Air National Guard's 125th Fighter Wing at Jacksonville International Airport has been named one of five finalists for basing of F-35A Lightning II aircraft, and

WHEREAS, the 125th Fighter Wing has an economic impact of more than \$100 million annually on Northeast Florida, and

WHEREAS, Jacksonville has strongly supported United States Department of Defense activities for more than a century and is home to more than 150,000 veterans and 50,000 active duty, reserve component, and department personnel, and

WHEREAS, Florida is the most military-friendly state in the nation, as evidenced by the state's commitment to policies that support the continued growth and protection of military assets and enhance the lives of servicemembers who reside in this state, NOW, THEREFORE,

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

That the Florida Senate supports the Florida Air National Guard in its mission to secure the basing of the F-35A at the 125th Fighter Wing in Jacksonville.

—was introduced out of order and read by title. On motion by Senator Gibson, **SR 1786** was read the second time by title and adopted.

SPECIAL GUESTS

Senator Gibson recognized the following guests who were present in the gallery and on the chamber floor: Florida Adjutant General, Major General Michael Calhoun and his wife, Sophia; Florida National Guard personnel; Florida Department of Veterans' Affairs Executive Director, Glenn Sutphin; Members of Northeast Florida Women Veterans Association; Montford Point Marines: Bennie Covington; Leroy Jones, Jr.; Edward Norman; and George Ivory; and from Montford Point Marines Association: President, Ronald Jackson and Treasurer, George Gillis.

At the request of Senator Gibson—

By Senator Gibson—

SR 1042—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing March 19-21, 2017, as the 23rd annual "Delta Days at the Capitol."

WHEREAS, Delta Sigma Theta Sorority, Inc., is a public service organization founded on January 13, 1913, by 22 illustrious collegiate African-American women at Howard University in Washington, D.C., and

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

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

WHEREAS, Delta Sigma Theta Sorority, Inc., in 2013 celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, producing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

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

WHEREAS, for the past 22 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted "Delta Days at the Capitol," where members have a unique opportunity to advocate policies and legislation that will impact every area of the Five-Point Program Thrust, promote leadership, advocacy, and empowerment to effect social change and public policy, advocate for social justice as well as broaden their knowledge of the state's legislative process, and influence the enactment of legislation of particular interest to African Americans and women, and

WHEREAS, under the leadership of the national president of Delta Sigma Theta Sorority, Inc., Paulette C. Walker, a resident of Tampa; Southern Regional Director Cheryl W. Turner; and Southern Regional Representative Brittany Stephenson, members of the 52 chapters of Delta Sigma Theta Sorority, Inc., now serving Florida and the Bahamas will converge March 19-21, 2017, in Tallahassee to participate in the 23rd annual “Delta Days at the Capitol,” and

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

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

That the Florida Senate commends Delta Sigma Theta Sorority, Inc., for the remarkable contributions the organization has made to the people of this state and recognizes March 19-21, 2017, as the 23rd annual “Delta Days at the Capitol.”

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1284—A resolution honoring Bethune-Cookman University and recognizing March 22, 2017, as “Wildcat Day” in Florida.

WHEREAS, on October 3, 1904, Dr. Mary McLeod Bethune, with “five girls, \$1.50, and faith in God,” founded the Daytona Educational and Industrial Training School for Negro Girls in Daytona Beach, which would become Bethune-Cookman College in 1931, and

WHEREAS, through the power of God and the tenacity of Mary McLeod Bethune, the Daytona Educational and Industrial Training School for Negro Girls grew from an all-girls elementary school to Bethune-Cookman College, launching its first master’s degree program in 2006 and achieving university status in early 2007, and

WHEREAS, with a current total enrollment of 3,934, Bethune-Cookman University offers 43 degrees through 12 academic schools and colleges, including 7 graduate degree programs, and 11 online degrees; maintains intercollegiate athletic programs and instrumental and choral groups that have achieved national recognition; and is one of three private historically black colleges and universities in the state, and

WHEREAS, on March 20, 2013, after serving 11 months as interim president, Edison O. Jackson, Ed.D., accepted the appointment to become the sixth president of Bethune-Cookman University, bringing with him a wealth of experience and knowledge in administering the affairs of educational institutions, and

WHEREAS, under President Jackson’s leadership, Bethune-Cookman University has increased philanthropic giving to the university and maintained accreditations with the Southern Association of Colleges and Schools, the Florida State Board of Education, and the United Methodist Church Board of Higher Education, and

WHEREAS, in recent years, Bethune-Cookman University has remodeled the dining hall, renovated Gertrude Heyn Memorial Chapel, and added four floors to the Harrison Rhodes Memorial Social Science Building and has constructed two new residence halls that allow the university to house 3,000 students, the most in the school’s history, and

WHEREAS, Bethune-Cookman University strives to develop global leaders who are committed to service, lifelong learning, and diversity by providing a faith-based environment for academic excellence and transformative experiences, and

WHEREAS, Bethune-Cookman University’s motto, “Enter to learn. Depart to serve,” represents a call to action for 21st-century learners to empower themselves and others, connect with their communities, and influence the world around them, NOW, THEREFORE,

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

That March 22, 2017, is recognized as “Wildcat Day” in Florida in recognition of Bethune-Cookman University’s contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the president of Bethune-Cookman University, Edison O. Jackson, Ed.D., as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

DOCTOR OF THE DAY

The President recognized Dr. John D. Colon-Morales of Gainesville, sponsored by Senator Perry, as the doctor of the day. Dr. Colon-Morales specializes in general practice.

BILLS ON THIRD READING

Consideration of **CS for SB 352** was deferred.

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 215.56021 and 381.92201, F.S., relating to exemptions from public records and public meetings requirements for specified portions of meetings of certain peer review panels appointed by the Department of Health, for specified records generated by such peer review panels, and for research grant applications provided to such peer review panels; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **SB 7004** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Bracy

SPECIAL GUESTS

Senator Braynon recognized his son, Brandon Braynon; his mother, Pat Braynon; and Senator Flores’ son, Lucas Ignacio Anderson, who were all present in the chamber.

CS for SB 352—A bill to be entitled An act relating to legislative redistricting and congressional reapportionment; creating s. 97.029, F.S.; providing that candidate qualifying, nomination, and election for certain offices must proceed using current district boundaries if revisions to districts subject to a court challenge are not made as of a certain date; specifying public oversight procedures that a court is encouraged to follow when drafting a remedial redistricting plan; providing for construction; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for SB 352** was passed and certified to the House. The vote on passage was:

Yeas—24

Mr. President	Flores	Mayfield
Artiles	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Bradley	Grimsley	Stargel
Brandes	Hutson	Steube
Broxson	Latvala	Young

Nays—14

Book	Farmer	Rouson
Bracy	Montford	Stewart
Braynon	Powell	Thurston
Campbell	Rader	Torres
Clemens	Rodriguez	

SPECIAL ORDER CALENDAR

SB 7008—A bill to be entitled An act relating to the Department of Veterans' Affairs direct-support organization; amending s. 292.055, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established by the department; providing an effective date.

—was read the second time by title. On motion by Senator Gibson, by two-thirds vote, **SB 7008** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

SB 7010—A bill to be entitled An act relating to the Department of Military Affairs direct-support organization; amending s. 250.115, F.S.; abrogating the scheduled repeal of provisions governing a direct-support organization established under the department; providing an effective date.

—was read the second time by title. On motion by Senator Gibson, by two-thirds vote, **SB 7010** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Braynon	Gibson
Artiles	Broxson	Grimsley
Baxley	Campbell	Hutson
Bean	Clemens	Latvala
Benacquisto	Farmer	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Galvano	Perry
Brandes	Garcia	Powell

Rader	Simpson	Torres
Rodriguez	Stargel	Young
Rouson	Steube	
Simmons	Thurston	

Nays—None

Vote after roll call:

Yea—Stewart

On motion by Senator Bean—

CS for SB 60—A bill to be entitled An act relating to children obtaining driver licenses; amending s. 409.1454, F.S.; revising legislative findings; revising a pilot program to make it permanent; revising the applicability of the program to include children in out-of-home care; authorizing the program to pay for a child to complete a driver education program and obtain a driver license or the related costs of licensure under certain circumstances; revising the duties of the Department of Children and Families under the program; deleting the requirement for an annual report by the department to the Governor and the Legislature; amending s. 39.6035, F.S.; revising a child's transition plan to include options to use in obtaining a driver license under certain circumstances; amending s. 39.701, F.S.; revising a required determination made by the court and a citizen review panel; requiring the department to include specified information in the social study report for judicial review under certain circumstances; amending s. 322.09, F.S.; providing that a guardian ad litem authorized by a minor's caregiver to sign for the minor's learner's driver license does not assume any obligation or liability for damages; making technical changes; reenacting s. 409.1451(5)(a), F.S., to incorporate the amendment made to s. 39.6035, F.S., in a reference thereto; reenacting ss. 322.05(3) and 322.56(8)(a), F.S., to incorporate the amendment made to s. 322.09, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 60** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Stargel recognized her daughter and son-in-law, Amanda and Adam Palmer; and her granddaughter and grandson, Cadence and Austin Palmer, who were present in the gallery.

INTRODUCTION OF FORMER SENATORS

Senator Gibson recognized former Senator Arthenia Joyner, who was present in the chamber.

On motion by Senator Flores—

CS for CS for SB 106—A bill to be entitled An act relating to vendors licensed under the Beverage Law; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; providing that failure to comply with a restriction on monthly revenue from the sale of alcoholic beverages is unlawful if a minor is employed during a month that the restriction is exceeded; amending s. 565.04, F.S.; limiting the package store restrictions to vendors located within a certain distance of a school; providing an exception for current licenses with some restrictions; providing applicability; providing an expiration date; providing a restriction on the sale of distilled spirits below the specified container sizes; prohibiting the issuance of a package store license for specified locations or businesses; providing an exception; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 106** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

SB 436—A bill to be entitled An act relating to religious expression in public schools; providing a short title; prohibiting a school district from discriminating against students, parents, or school personnel on the basis of religious viewpoints or expression; prohibiting penalty or reward for a student’s religious expression in coursework, artwork, or other specified assignments; authorizing a student to wear clothing, accessories, and jewelry displaying religious messages or symbols; authorizing a student to pray or engage in religious activities or expression; authorizing a student to organize prayer groups, religious clubs, and other religious gatherings; prohibiting a school district from preventing school personnel from participating in voluntary, student-initiated religious activities on school grounds under specified circumstances; requiring a school district to comply with the federal requirements in Title VII of the Civil Rights Act of 1964; requiring that a school district provide religious groups with equal access to school facilities; authorizing religious groups to advertise or announce meetings in the same manner and to the same extent as secular groups; requiring that a school district adopt a limited public forum policy and deliver a disclaimer at school events; requiring that the Department of Education develop and publish a model policy regarding a limited public forum and religious expression; requiring that each district school board adopt and implement such model policy; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 436** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Stewart, by two-thirds vote, **SB 1444** was withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, **SB 7008** and **SB 7010** were ordered immediately certified to the House.

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 Tuesday, March 21, 2017: **SB 7008**, **SB 7010**, **CS for SB 60**, **CS for CS for SB 106**, **SB 436**.

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

The Committee on Regulated Industries recommends the following pass: **SB 514**

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Special Master on Claim Bills recommends the following pass: **SB 298**; **SB 300** with 1 amendment

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

The Committee on Appropriations recommends the following pass: **CS for SB 60**; **SB 78**; **CS for SB 164**; **SB 174**; **CS for SB 220**; **SB 350**; **SB 358**; **SB 1020**; **SB 7006**; **SB 7008**; **SB 7010**

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: **SB 1270**

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: **SB 1202**

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Regulated Industries recommends committee substitutes for the following: **SB 400**; **SB 716**

The bills with committee substitute attached were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: **SB 876**

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: **SB 152**

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

The Committee on Judiciary recommends a committee substitute for the following: **SB 724**

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: **SB 388**

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

The Committee on Transportation recommends a committee substitute for the following: **SB 386**

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

The Committee on Health Policy recommends committee substitutes for the following: **SB 328**; **SB 496**

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

The Committee on Banking and Insurance recommends a committee substitute for the following: **SB 340**

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

The Committee on Judiciary recommends a committee substitute for the following: SB 204

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

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 172; CS for SB 398

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

The Committee on Health Policy recommends a committee substitute for the following: SB 804

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

The Committee on Appropriations recommends a committee substitute for the following: CS for CS for SB 118

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 80

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: CS for SB 68; SB 524; SB 654; CS for SB 718

The Appropriations Subcommittee on General Government recommends the following pass: SB 114

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: CS for SB 532; SB 678

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 362; CS for SB 370; CS for SB 454; SB 7000

The Appropriations Subcommittee on Higher Education recommends a committee substitute for the following: CS for SB 374

The Appropriations Subcommittee on the Environment and Natural Resources recommends a committee substitute for the following: CS for SB 64

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; and Community Affairs; and Senators Steube and Garcia—

CS for CS for SB 80—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; revising the circumstances under which a court must assess and award the reasonable costs of enforcement against an agency in a civil action to enforce ch. 119, F.S.; specifying circumstances under which a complainant is not required to provide certain written notice of a public records request; requiring a court to determine whether a complainant requested to inspect or copy a public record or participated in a civil action for an improper purpose; prohibiting the assessment and award of the reasonable costs of en-

forcement to a complainant who acted with an improper purpose; requiring the court to assess and award reasonable costs against the complainant if he or she is found to have acted with an improper purpose; defining the term “improper purpose”; providing for construction and applicability; providing an effective date.

By the Committees on Appropriations; Criminal Justice; and Judiciary; and Senator Steube—

CS for CS for CS for SB 118—A bill to be entitled An act relating to criminal history records; prohibiting a person or entity engaged in publishing or disseminating arrest booking photographs from soliciting or accepting a fee or other payment to remove a photograph; authorizing a person whose arrest booking photograph is published to request in writing that it be removed; requiring that the written request be sent by registered mail and include specified information; requiring a person or entity to remove an arrest booking photograph within a specified timeframe after receipt of a written request; authorizing a person to bring a civil action to enjoin such publishing of a photograph; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing that refusal to remove an arrest booking photograph after written request constitutes an unfair or deceptive practice; providing applicability; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of criminal history records; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Garcia—

CS for SB 152—A bill to be entitled An act relating to small business financial assistance; creating s. 295.231, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Economic Opportunity; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; prescribing minimum criteria for such agreements; requiring the corporation to notify the appropriate regional small business development center of a small business' participation; authorizing the department to adopt rules; prescribing reporting requirements; providing for termination of the program; providing appropriations; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senators Passidomo, Mayfield, and Powell—

CS for CS for SB 172—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member, in a proceeding to determine a person's incapacity, to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service in the incapacity proceeding; revising the timeframe within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner or the alleged incapacitated person to move for a continuance if service is not timely carried out and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the timeframe within which a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar-year basis; decreasing the timeframe within which a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; removing the requirement that a court first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on

funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 204—A bill to be entitled An act relating to limitations on actions other than for the recovery of real property; amending s. 95.11, F.S.; specifying the date of completion for specified contracts; providing applicability; reenacting s. 627.441(2), F.S., relating to commercial general liability policy coverage to contractors for completed operations, to incorporate the amendment made by the act to s. 95.11, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senators Grimsley and Perry—

CS for SB 328—A bill to be entitled An act relating to the regulation of nursing; amending s. 464.012, F.S.; removing an obsolete qualification no longer sufficient to satisfy certain nursing certification requirements; amending s. 464.019, F.S.; authorizing the Board of Nursing to conduct certain on-site evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specific preparatory course; clarifying circumstances when programs in probationary status must be terminated; providing that accredited and nonaccredited nursing education programs must disclose probationary status; requiring notification of probationary status to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time; providing that a name change or the creation of a new educational institution does not reduce the waiting period for reapplication; authorizing the board to adopt certain rules; removing requirements that the Office of Program Policy Analysis and Government Accountability perform certain tasks; requiring the Florida Center for Nursing to make an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and the Legislature; requiring the termination of a program under certain circumstances; providing effective dates.

By the Committee on Banking and Insurance; and Senators Brandes, Galvano, Simpson, Artiles, Young, and Bracy—

CS for SB 340—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC's digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring the Department of Financial Services to direct a TNC

to submit to the department an agreed-upon procedures report prepared by a certified public accountant, subject to certain restrictions and requirements; authorizing the department to impose specified fines for violations and repeat violations identified in the report; authorizing the department to direct a TNC to address noncompliance identified in the report within a timeframe prescribed by the department; authorizing injunctive relief under certain circumstances; specifying when a repeat violation occurs; providing applicability; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver's authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

By the Committee on Transportation; and Senators Mayfield and Gainer—

CS for SB 386—A bill to be entitled An act relating to high-speed passenger rail; creating s. 341.601, F.S.; providing a short title; creating s. 341.602, F.S.; providing definitions; creating s. 341.603, F.S.; providing legislative intent; creating s. 341.604, F.S.; providing applicability; creating s. 341.605, F.S.; providing powers and duties of the Florida Department of Transportation; authorizing the department to regulate railroads where not federally preempted; authorizing the department to collect information from relevant parties; requiring the department to keep certain records; requiring the department, in coordination with the Florida Division of Emergency Management, to offer certain response training for accidents involving passengers or hazardous materials under certain circumstances; requiring the department to adopt rules; creating s. 341.606, F.S.; providing reporting requirements for certain railroad companies; requiring the department to publish certain information on its website; requiring the department, in coordination with the Federal Railroad Administration and other necessary entities, to adopt certain rules; specifying that reporting requirements are for informational purposes only and not to be used to economically regulate a railroad company; creating s. 341.607, F.S.; providing minimum safety standards for a high-speed passenger rail system; requiring certain railroad companies to comply with certain federal laws and regulations; providing safety technology requirements for certain railroad companies; providing certain requirements for railroad companies before operating a high-speed passenger rail system; creating s. 341.608, F.S.; requiring construction, maintenance, and repair of certain infrastructure by certain railroad companies; specifying requirements for certain roadbed modifications; providing for construction; creating s. 341.609, F.S.; requiring the department's railroad inspectors, in accordance with a specified program, to meet certain certification requirements and to coordinate their activities with those of federal inspectors in the state in compliance with certain federal regulations; requiring the inspectors to report the results of their inspections, subject to certain requirements; requiring the reports to be made available on the department's website unless they are deemed confidential; creating s. 341.611, F.S.; requiring the department to adopt rules that identify standards for conducting field surveys of certain rail corridors; providing requirements for the field survey; requiring the department to hold certain public meetings; requiring certain railroad companies to construct and maintain fences under certain circumstances; providing fencing requirements; providing that a railroad company is liable for all damages arising from its failure to construct or maintain the fence, under certain circumstances; creating s. 341.612, F.S.; providing that a railroad company operating a high-speed passenger rail system is solely responsible for all rail corridor improvements or upgrades relating to its operation and safety; providing that a local government or the state is not responsible for certain costs unless it expressly assumes responsibility in writing; creating s. 341.613, F.S.; authorizing the department to bring certain actions for

the assessment and collection of civil penalties or for injunctive relief, in addition to any administrative action; creating s. 341.614, F.S.; establishing jurisdiction to enforce specified provisions; requiring penalties for violations of specified provisions to be imposed upon the railroad company that commits such violations; providing an effective date.

By the Committee on Regulated Industries; and Senator Hutson—

CS for SB 388—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing conditions for the exception; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Passidomo—

CS for CS for SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners' association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring that the authority to charge a fee for the preparation and delivery of estoppel certificates be established by a specified written resolution or provided by a certain type of contract; providing that the right to reimbursement may not be waived or modified by a contract or agreement; requiring that the prevailing party in an action to enforce a right to reimbursement be awarded certain damages, fees, and costs; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Regulated Industries; and Senator Perry—

CS for SB 400—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.11, F.S.; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to appoint division personnel; requiring specified personnel to have Selected Exempt Service status; amending s. 561.17, F.S.; revising the entities that may issue a certificate indicating an alcoholic beverage license applicant's place of business meets all of the sanitary requirements of the state; amending s. 561.20, F.S.; revising who may be issued a special license in counties otherwise subject to limits on the number of licenses issued; revising the requirements for retaining certain business records; amending s. 561.331, F.S.; requiring certain temporary beverage licenses to be issued by the district supervisor of a district without assessing additional fees or taxes; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale, of cider in growlers amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; amending s. 565.03, F.S.; specifying the state license tax for craft distilleries; providing an effective date.

By the Committee on Health Policy; and Senators Brandes and Passidomo—

CS for SB 496—A bill to be entitled An act relating to medical faculty certification; amending s. 456.013, F.S.; providing criteria for an applicant of a temporary certificate for visiting physicians to obtain medical privileges for instructional purposes who has not been issued a social security number; amending s. 458.3137, F.S.; revising the circumstances under which visiting physicians may be issued a temporary

certificate to obtain medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of schools at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificateholder to practice at certain specialty-licensed children's hospitals; revising provisions to authorize the medical director of certain specialty-licensed children's hospitals to request the provision by physicians, under certain circumstances, of medical care or treatment in connection with education; providing an effective date.

By the Committee on Regulated Industries; and Senator Passidomo—

CS for SB 716—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform real property evaluations in connection with certain federally regulated transactions; requiring such appraisers to comply with certain standards; requiring the Florida Real Estate Appraisal Board to adopt rules; providing construction; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to a certain appraisal subcommittee; requiring the department to collect an annual fee from certain appraisal management companies and transmit the fee to such appraisal subcommittee; requiring the board to establish a certain procedure and adopt rules; amending s. 475.6235, F.S.; deleting an exception by which the board may grant a registration to a person otherwise deemed not qualified; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an application for renewal of an appraisal management company's registration on specified grounds; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice for nonfederally related transactions; providing requirements and construction for such standards; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 724—A bill to be entitled An act relating to estates; amending s. 732.2025, F.S.; conforming cross-references; amending s. 732.2035, F.S.; providing that a decedent's property interest in the protected homestead is included in the elective estate; amending s. 732.2045, F.S.; revising the circumstances under which the decedent's property interest in the protected homestead is excluded from the elective estate; amending s. 732.2055, F.S.; providing for the valuation of the decedent's protected homestead under certain circumstances; amending s. 732.2075, F.S.; conforming cross-references; amending s. 732.2085, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share with respect to certain property; amending s. 732.2095, F.S.; revising provisions relating to the valuation of a surviving spouse's interest in property to include protected homestead; conforming cross-references; amending s. 732.2115, F.S.; conforming a cross-reference; amending s. 732.2135, F.S.; revising the period within which a specified person may petition the court for an extension of time for making an election; removing a provision authorizing assessment of attorney fees and costs if an election is made in bad faith; amending s. 732.2145, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share after a certain date; creating s. 732.2151, F.S.; providing for the award of fees and costs in certain elective share proceedings; providing that a court may direct payment from certain sources; providing applicability; amending s. 738.606, F.S.; providing that a surviving spouse may require a trustee of a marital or elective share trust to make property productive of income; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 804—A bill to be entitled An act relating to electronic health records; amending s. 765.101, F.S.; redefining the terms "health care decision" and "incapacity" or "incompetent"; creating s. 765.114, F.S.; authorizing a person to donate his or her electronic health records, subject to certain requirements; authorizing electronic health records and qualified electronic health records to be donated to specified entities

for specified purposes; providing a form for a uniform donor card; requiring electronic health records and qualified electronic health records donated by a health care surrogate or proxy to be de-identified; authorizing electronic health records and qualified electronic health records to contain a donor's identifying information under certain conditions; authorizing a donor to amend the terms or revoke an electronic health records donation in specified manners; creating s. 765.1141, F.S.; requiring the Agency for Health Care Administration and the Department of Highway Safety and Motor Vehicles to develop and implement a program that encourages and authorizes persons to donate electronic health records and qualified electronic health records as part of a process of issuing and renewing identification cards and driver licenses; requiring specified information to be included in the donor registration card distributed by the department; requiring the agency and the department to develop and implement a program to identify donors through notations on identification cards and driver licenses; requiring the agency to provide certain supplies and forms, and the department to provide a recordkeeping system; prohibiting the department and agency from incurring liability in connection with the performance of certain acts; requiring the department to maintain a link on its website referring visitors to an electronic health records repository under certain circumstances; requiring rulemaking; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate to expand health care decision authority of the health care surrogate; providing an effective date.

By the Committee on Health Policy; and Senators Young, Bean, and Rouson—

CS for SB 876—A bill to be entitled An act relating to programs for impaired health care practitioners; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department in intervention, in evaluating and treating professionals, in providing and monitoring continued care of impaired professionals, and in expelling professionals from the program; authorizing, instead of requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms to protect the health, safety, and welfare of the public; requiring consultants to assist the department and licensure boards on matters relating to impaired practitioners; making technical changes; requiring the department to refer practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances to encourage self-reporting; requiring consultants to disclose all information relating to practitioners who are terminated from the program for material noncompliance; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 401.411, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 455.227, F.S.; conforming provisions to changes made by the act; amending s. 456.0635, F.S.; providing that, under certain circumstances, a board or, if there is no board, the department, is not required to refuse to admit certain candidates to an examination, to issue a license, certificate, or registration to certain applicants, or to renew a license, certificate, or registration of certain applicants if they have successfully completed a pretrial diversion program; providing applicability; amending ss. 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, and 464.018, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 464.204, F.S.; conforming provisions to changes made by the act; amending ss. 465.016, 466.028, 467.203, 468.217, and 468.3101, F.S.; providing that an impaired practitioner may be reported to a consultant

rather than the department under certain circumstances; amending s. 474.221, F.S.; conforming provisions to changes made by the act; amending s. 483.825, F.S.; providing that certain persons may be reported to a consultant rather than the department under certain circumstances; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Montford—

CS for SB 1202—A bill to be entitled An act relating to a veterans' annual sales tax holiday; creating an annual sales tax holiday for veterans; specifying items that are eligible for the sales tax holiday; defining the term "veteran" for purposes of the sales tax holiday; specifying documents that demonstrate proof of military status; specifying reporting requirements of retailers; authorizing certain retailers to elect not to participate in the sales tax holiday; specifying procedures for a retailer to opt out; authorizing the Department of Revenue to adopt rules; providing an effective date.

By the Committee on Judiciary; and Senator Young—

CS for SB 1270—A bill to be entitled An act relating to compensatory damages for injury or death of a pet; providing a definition; specifying liability for compensatory damages for the injury or death of a pet; providing applicability; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Garcia—

CS for SB 152—A bill to be entitled An act relating to small business financial assistance; creating s. 295.231, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Economic Opportunity; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; prescribing minimum criteria for such agreements; requiring the corporation to notify the appropriate regional small business development center of a small business' participation; authorizing the department to adopt rules; prescribing reporting requirements; providing for termination of the program; providing appropriations; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By the Committee on Health Policy; and Senators Steube and Brandes—

CS for SB 222—A bill to be entitled An act relating to the length of time a patient may stay at an ambulatory surgical center or mobile surgical center; amending s. 395.002, F.S.; revising the definition of ambulatory surgical center and mobile surgical facility; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

By the Committee on Community Affairs; and Senators Brandes and Lee—

CS for SB 860—A bill to be entitled An act relating to the Florida Building Code; amending s. 468.603, F.S.; revising and defining terms; amending s. 468.609, F.S.; creating an internship path to certification as an inspector or plans examiner; specifying requirements for the internship periods; requiring the board to authorize specified candidates for certification as building code inspectors or plans examiners to perform duties during a specified period after initial application, to apply

for a 1-year provisional certificate under certain circumstances, and to apply for standard certification within a certain time before completing the internship period; deleting being newly hired or promoted as a condition for eligibility to qualify for a provisional certificate; requiring rulemaking; requiring the board to develop a form to transfer internship periods completed in other jurisdictions under certain circumstances; requiring the board to develop an electronic application for standard certification for certain persons; authorizing persons to seek additional certifications if they meet certain requirements; conforming cross-references; amending s. 468.617, F.S.; specifying that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into a contract for the services of a building code administrator or building code official; amending s. 468.8313, F.S.; providing conditions for the department to review and approve certain examinations; amending s. 553.73, F.S.; requiring the Florida Building Commission to use the 6th and subsequent editions of the Florida Building Code as the foundation for the development of and updates to the code; requiring the commission to review, rather than update, the Florida Building Code every 3 years; deleting a provision that specifies how long amendments or modifications to the foundation remain effective; deleting provisions limiting the length of time that an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the foundation code if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.791, F.S.; revising the definition of the term "private provider"; conforming cross-references; amending ss. 471.045 and 481.222, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations; and Rules.

By the Committee on Banking and Insurance; and Senators Hutson and Garcia—

CS for SB 1170—A bill to be entitled An act relating to the Florida Security for Public Deposits Act; amending s. 280.02, F.S.; redefining terms, which includes the addition of credit unions as qualified public depositories under the Florida Security for Public Deposits Act; creating s. 280.042, F.S.; specifying conditions that must be met before the Chief Financial Officer may designate a credit union as a qualified public depository; requiring the Chief Financial Officer to withdraw from a collateral agreement with a credit union under certain circumstances; providing construction and notice and public deposit return requirements after such withdrawal; authorizing the Chief Financial Officer to limit, for a certain purpose, the amount of public deposits a credit union may hold; amending s. 280.07, F.S.; specifying the mutual responsibility and contingent liability of certain credit unions designated as qualified public depositories; conforming a provision to changes made by the act; amending s. 280.08, F.S.; conforming provisions to changes made by the act; providing that certain assessments by the Chief Financial Officer upon qualified public depositories are subject to certain segregation of contingent liability provisions; amending s. 280.09, F.S.; requiring the Chief Financial Officer, in administering the Public Deposits Trust Fund, to segregate and separately account for certain proceeds, assessments, or penalties attributable to a credit union from those attributable to a bank, savings bank, or savings association; providing that payment of losses is subject to such limitations; amending ss. 280.03, 280.05, 280.052, 280.053, 280.055, 280.085, 280.10, 280.13, and 280.17, F.S.; conforming provisions to changes made by the act; reenacting ss. 17.57(7)(a); 24.114(1); 125.901(3)(e); 136.01; 159.608(11); 175.301; 175.401(8); 185.30; 185.50(8); 190.007(3); 191.006(16); 215.34(2); 218.415(16)(c), (17), and (23)(a); 255.502(4)(h); 331.309(1) and (2); 373.553(2); 631.221; and 723.06115(3)(c), F.S., relating to deposits and investments of state money; bank deposits and control of lottery transactions; children's services and independent special districts; county depositories; powers of housing finance authorities; depositories for pension funds; retiree health insurance subsidies; depositories for retirement funds; retiree health insurance subsidies; board of supervisors; general powers; state funds and noncollectible items; local gov-

ernment investment policies; definitions; treasurers, depositories, and a fiscal agent; a treasurer of the board, payment of funds, and depositories; deposit of moneys collected; and the Florida Mobile Home Relocation Trust Fund, respectively, to incorporate the amendments made to s. 280.02, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Building Code Administrators and Inspectors Board	
Appointees: Barthlow, Frederick A., Middleburg	10/31/2020
White, Herman, Pensacola	10/31/2020
Hillsborough County Civil Service Board	
Appointee: Hosler, Chandra D., Tampa	07/02/2017
Board of Trustees of Daytona State College	
Appointee: Escudero, Stanley T., Daytona Beach Shores	05/31/2019
Board of Optometry	
Appointee: Turner, Lucille E., Tallahassee	10/31/2017
Board of Orthotists and Prosthetists	
Appointee: Benson, Lance A., Miami	10/31/2020

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, New College of Florida	
Appointees: Miranda, Fermin C., Bradenton	01/06/2018
Worthington, Norman A., III, Sarasota	01/06/2021
Board of Trustees, University of North Florida	
Appointee: Hollingsworth, Adam, Tallahassee	01/06/2021

Referred to the Committees on Education; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Miller, Matilde, Tallahassee	Pleasure of Governor

Referred to the Committees on Regulated Industries; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7025 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Stone—

HM 7025—A memorial to the Congress of the United States, urging Congress to establish block grant funding for the federal-aid highway program and discontinue federal transportation mandates requiring certain actions in order to maintain federal funding eligibility.

—was referred to the Committees on Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7027 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Cortes, B.—

HM 7027—A memorial to the Congress of the United States, urging Congress to establish block grant funding for Title I funds and IDEA Part B funds and discontinue federal education mandates requiring certain actions in order to maintain federal funding eligibility.

—was referred to the Committees on Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7033 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Innovation Subcommittee and Representative(s) White—

HM 7033—A memorial to the Congress of the United States, urging Congress to establish Medicaid block grants.

—was referred to the Committees on Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7039 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Gonzalez, Harrell—

HM 7039—A memorial to the Congress of the United States, urging Congress to establish a child welfare block grant in lieu of Title IV-E funding.

—was referred to the Committees on Appropriations; and Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 15 was corrected and approved.

CO-INTRODUCERS

Senators Artiles—SR 574, SB 642; Baxley—SB 1244; Bean—CS for SB 58, SB 484; Benacquisto—SB 7006; Book—SB 158; Brandes—SB 436; Broxson—CS for SB 670; Campbell—SB 436; Clemens—SB 162; Gainer—SB 158; Grimsley—SB 158; Mayfield—CS for SB 64, CS for SB 1130, SB 1244; Perry—SB 328; Rouson—SB 784, SB 876, SB 1118; Stargel—SB 436; Steube—SB 158, SB 1680; Stewart—SB 158, SB 162, SB 656

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 12:12 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 23 or upon call of the President.

SENATE PAGES

March 20-24, 2017

Jack Baumann, Lake Park; Alanna Brophy, Valrico; Alexander Feliciano, Tampa; Breeanne Fitchner, Tallahassee; Hunter Hutton, Marianna; Margaret Janutolo, Lakeland; Jenesis Johnson, Tallahassee; Malavika Kannan, Oviedo; Sierra Legendre, Navarre; John McCabe, Jupiter; Abigail Putnam, Bartow; Yael “Ellie” Rader, Delray Beach; Bronson Rauch, Jupiter; Dawson Smith, Orange Park; Israel Williams, Auburndale



Journal of the Senate

Number 6—Regular Session

Thursday, March 23, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—35:

Mr. President	Farmer	Rader
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Gibson	Simpson
Book	Hutson	Stargel
Bracy	Latvala	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Young
Campbell	Powell	

Excused: Senators Grimsley and Hukill

PRAYER

The following prayer was offered by Deacon Wallace Brown, Pilgrim Rest Missionary Baptist Church, Havana, a long-time employee of the Office of the Senate Sergeant at Arms:

Heavenly Father, we thank you for our happiness and the great gift of life. You give us love and you have planted in us a spiritual desire that can only be satisfied by you. Give us your grace and mercy, not only to hear your words, but to receive them into our hearts. Let us show them in our lives and for the glory of your great name. You know our needs; help us to see our real needs for you in our lives. We will put all our trust in you.

Look down on our great state, these Senators, and this chamber. Give them the knowledge and wisdom to do your will. We will continue to give you all the praise and all the honor.

We pray this prayer in our Father's name. Amen.

PLEDGE

Senate Pages, Jack Bauman of Lake Park; Breeanne Fitchner of Tallahassee; Charlotte Roberts of Lakeland; and Malavika Kannan of

Oviedo, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Clemens—

By Senator Clemens—

SR 1782—A resolution recognizing April 1, 2017, as “Dupuytren’s Disease Awareness Day” in Florida.

WHEREAS, Dupuytren’s disease, also known as Dupuytren’s contracture, is one of a group of diseases resulting in fibrosis or scar tissue which cripples hands, diminishes quality of life, and affects the overall health of millions of people worldwide, and

WHEREAS, more than 10 million people in the United States suffer bent fingers from Dupuytren’s disease, which is more common in men than in women and is hereditary, and

WHEREAS, part of the biology of Dupuytren’s disease overlaps with that of other fibrotic conditions, including cirrhosis of the liver, pulmonary fibrosis, arteriosclerosis, and some cancers, and

WHEREAS, the most common treatments for Dupuytren’s disease are open surgery and minimally invasive procedures, such as injections, with most contractures returning after treatment, and

WHEREAS, there is currently no cure for Dupuytren’s disease, and scientists and physicians around the world are conducting research to develop better treatments and to find a cure, and

WHEREAS, increasing awareness and education of Dupuytren’s disease may lead to significant progress in the research to discover the root cause and the cure, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 1, 2017, is recognized as “Dupuytren’s Disease Awareness Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Farmer—

By Senator Farmer—

SR 1790—A resolution recognizing September 17, 2017, as “Mickey Smiley Day at the Capitol” in remembrance of his outstanding contributions to legal education.

WHEREAS, William McKinley “Mickey” Smiley was born on September 28, 1935, and

WHEREAS, Mickey Smiley orchestrated the first successful student petition drive to desegregate a university in the South, and

WHEREAS, Mickey Smiley played a pivotal role in ending racial segregation at American colleges and universities by leading efforts to admit African-American students to Duke University, and

WHEREAS, Mickey Smiley won a hard-fought battle with melanoma and sarcoma and, in order to provide medical coverage and college educations for his children, gave up his career as a trial lawyer to be-

come a professor of international law and medical jurisprudence at Stetson University, and

WHEREAS, upon his hiring at Stetson University College of Law in 1969, Mickey Smiley made a motion to admit the first African-American student at the college, and, in 1970, he founded the Stetson Society of Trial Advocacy, and

WHEREAS, as the chair of the Admissions Committee at Stetson Law School, Mickey Smiley saw Stetson become one of the first law schools in the United States to admit more women than men, and

WHEREAS, Mickey Smiley coached one of the first all-female teams to reach the national finals of the American Bar Association’s negotiating skills competition, and

WHEREAS, due largely to the influence of Mickey Smiley, Stetson University College of Law has been ranked by U.S. News & World Report as the top law school in the nation for trial advocacy, and

WHEREAS, on his passing on December 5, 2016, Mickey Smiley left behind his two daughters and five grandchildren and a host of friends and former students and colleagues, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That September 17, 2017, is recognized as “Mickey Smiley Day at the Capitol” in remembrance of his outstanding contributions to legal education over the course of his career.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to his daughters as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for SB 60—A bill to be entitled An act relating to children obtaining driver licenses; amending s. 409.1454, F.S.; revising legislative findings; revising a pilot program to make it permanent; revising the applicability of the program to include children in out-of-home care; authorizing the program to pay for a child to complete a driver education program and obtain a driver license or the related costs of licensure under certain circumstances; revising the duties of the Department of Children and Families under the program; deleting the requirement for an annual report by the department to the Governor and the Legislature; amending s. 39.6035, F.S.; revising a child’s transition plan to include options to use in obtaining a driver license under certain circumstances; amending s. 39.701, F.S.; revising a required determination made by the court and a citizen review panel; requiring the department to include specified information in the social study report for judicial review under certain circumstances; amending s. 322.09, F.S.; providing that a guardian ad litem authorized by a minor’s caregiver to sign for the minor’s learner’s driver license does not assume any obligation or liability for damages; making technical changes; reenacting s. 409.1451(5)(a), F.S., to incorporate the amendment made to s. 39.6035, F.S., in a reference thereto; reenacting ss. 322.05(3) and 322.56(8)(a), F.S., to incorporate the amendment made to s. 322.09, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, CS for SB 60 was passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Bracy, Farmer, Artiles, Bradley, Flores, Baxley, Brandes, Gainer, Bean, Braynon, Galvano, Benacquisto, Broxson, Garcia, Book, Campbell, Gibson

Table with 3 columns: Hutson, Powell, Steube, Latvala, Rader, Stewart, Lee, Rodriguez, Thurston, Mayfield, Rouson, Torres, Montford, Simmons, Young, Passidomo, Simpson, Perry, Stargel

Nays—None

Vote after roll call:

Yea—Clemens

CS for CS for SB 106—A bill to be entitled An act relating to vendors licensed under the Beverage Law; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; providing that failure to comply with a restriction on monthly revenue from the sale of alcoholic beverages is unlawful if a minor is employed during a month that the restriction is exceeded; amending s. 565.04, F.S.; limiting the package store restrictions to vendors located within a certain distance of a school; providing an exception for current licenses with some restrictions; providing applicability; providing an expiration date; providing a restriction on the sale of distilled spirits below the specified container sizes; prohibiting the issuance of a package store license for specified locations or businesses; providing an exception; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, CS for CS for SB 106 was passed and certified to the House. The vote on passage was:

Yeas—21

Table with 3 columns: Mr. President, Flores, Perry, Benacquisto, Galvano, Rader, Book, Garcia, Rodriguez, Bracy, Gibson, Simmons, Bradley, Hutson, Steube, Brandes, Lee, Stewart, Braynon, Passidomo, Young

Nays—17

Table with 3 columns: Artiles, Farmer, Rouson, Baxley, Gainer, Simpson, Bean, Latvala, Stargel, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Powell

SB 436—A bill to be entitled An act relating to religious expression in public schools; providing a short title; prohibiting a school district from discriminating against students, parents, or school personnel on the basis of religious viewpoints or expression; prohibiting penalty or reward for a student’s religious expression in coursework, artwork, or other specified assignments; authorizing a student to wear clothing, accessories, and jewelry displaying religious messages or symbols; authorizing a student to pray or engage in religious activities or expression; authorizing a student to organize prayer groups, religious clubs, and other religious gatherings; prohibiting a school district from preventing school personnel from participating in voluntary, student-initiated religious activities on school grounds under specified circumstances; requiring a school district to comply with the federal requirements in Title VII of the Civil Rights Act of 1964; requiring that a school district provide religious groups with equal access to school facilities; authorizing religious groups to advertise or announce meetings in the same manner and to the same extent as secular groups;

requiring that a school district adopt a limited public forum policy and deliver a disclaimer at school events; requiring that the Department of Education develop and publish a model policy regarding a limited public forum and religious expression; requiring that each district school board adopt and implement such model policy; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **SB 436** was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Campbell	Passidomo
Artiles	Flores	Perry
Baxley	Gainer	Simmons
Bean	Galvano	Simpson
Benacquisto	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Lee	Young
Broxson	Mayfield	

Nays—13

Book	Montford	Stewart
Braynon	Powell	Thurston
Clemens	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Vote after roll call:

Yea—Garcia

Nay—Bracy

SPECIAL GUESTS

Senator Stewart recognized her granddaughter, Leah Endress, who was present in the gallery.

SPECIAL RECOGNITION

Senator Benacquisto recognized Senator Stargel who was celebrating her birthday on this day.

SPECIAL ORDER CALENDAR

On motion by Senator Steube—

CS for CS for SB 80—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; revising the circumstances under which a court must assess and award the reasonable costs of enforcement against an agency in a civil action to enforce ch. 119, F.S.; specifying circumstances under which a complainant is not required to provide certain written notice of a public records request; requiring a court to determine whether a complainant requested to inspect or copy a public record or participated in a civil action for an improper purpose; prohibiting the assessment and award of the reasonable costs of enforcement to a complainant who acted with an improper purpose; requiring the court to assess and award reasonable costs against the complainant if he or she is found to have acted with an improper purpose; defining the term “improper purpose”; providing for construction and applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 80** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 220—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; defining “complementary or alternative and integrative therapies,” “physical examination,” “veterinary dentistry,” and “veterinary telemedicine”; revising the definitions of “veterinarian/client/patient relationship,” and “veterinary medicine”; amending s. 474.2165, F.S.; conforming terminology; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 220** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Artiles, by two-thirds vote, **SB 1618** was withdrawn from the committees of reference and further consideration.

On motion by Senator Thurston, by two-thirds vote, **SB 1534** was withdrawn from the committees of reference and further consideration.

On motion by Senator Gibson, by two-thirds vote, **SB 518** and **SB 520** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, **CS for CS for SB 106** was ordered immediately certified to the House.

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, March 23, 2017: CS for CS for SB 80 and CS for SB 220.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 788

The Committee on Judiciary recommends the following pass: SB 612; SB 672; CS for SB 852; SB 894

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Transportation recommends the following pass: SB 488

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends the following pass: SB 704; SJR 1774

The Committee on Judiciary recommends the following pass: SB 1320

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1400

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 642; SB 808

The bills were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Transportation recommends the following pass: CS for SB 144; SB 284; SB 1060; SB 1390

The bills were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1000

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1694

The bill was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 162

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Agriculture recommends the following pass: SB 1692

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 286

The bills contained in the foregoing reports were referred to the Committee on Education under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1526

The Committee on Ethics and Elections recommends the following pass: SB 862

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1166

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1446

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1094

The Special Master on Claim Bills recommends the following pass: SB 46

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Judiciary recommends the following pass: SB 1682

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 148; SB 1634

The Committee on Education recommends the following pass: SB 1252

The Committee on Ethics and Elections recommends the following pass: SB 422

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 464; SB 7002; SB 7014

The Committee on Judiciary recommends the following pass: CS for SB 818; SCR 920; SB 954

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1048

The bill was placed on the Calendar.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 534

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Community Affairs recommends committee substitutes for the following: SB 330; CS for SB 764

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1092; SB 1392

The Committee on Education recommends a committee substitute for the following: SB 780

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 896; SB 1458

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 772; SB 890

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1592

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 982

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 250; SB 842; SB 1232

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 680

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1136

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1040; SB 1348

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 776

The bill with committee substitute attached was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 924

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 278

The Committee on Judiciary recommends committee substitutes for the following: SB 298; SB 300

The Committee on Regulated Industries recommends a committee substitute for the following: SB 188

The Committee on Transportation recommends a committee substitute for the following: SB 1672

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SJR 136

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 198

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Ethics and Elections under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 492

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1604

The Committee on Education recommends a committee substitute for the following: SB 110

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 628

The bill with committee substitute attached was referred to the Committee on Health Policy under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 582

The bill with committee substitute attached was referred to the Committee on Judiciary under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 444; SB 1022

The bills with committee substitute attached were referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 282

The Committee on Criminal Justice recommends a committee substitute for the following: SB 832

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Transportation under the original reference.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 536; SB 878; SB 892

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for CS for SB 240; CS for SB 430; CS for SB 670

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 898

The bill was referred to the Committee on Rules under the original reference.

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 154; SB 458

The Appropriations Subcommittee on Finance and Tax recommends a committee substitute for the following: SB 378

The Appropriations Subcommittee on the Environment and Natural Resources recommends committee substitutes for the following: CS for SB 230; CS for SB 336

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

**REPORTS OF COMMITTEES RELATING
TO EXECUTIVE BUSINESS**

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Criminal Conflict and Civil Regional Counsel - First District Court of Appeal	09/30/2019
Appointee: Brower, Candice K.	
Criminal Conflict and Civil Regional Counsel - Second District Court of Appeal	09/30/2019
Appointee: Neymotin, Ita M.	
Criminal Conflict and Civil Regional Counsel - Third District Court of Appeal	09/30/2019
Appointee: Zenobi, Eugene F.	
Criminal Conflict and Civil Regional Counsel - Fourth District Court of Appeal	09/30/2019
Appointee: Ryan, Antony Parker	
Criminal Conflict and Civil Regional Counsel - Fifth District Court of Appeal	09/30/2019
Appointee: Deen, Jeffrey D.	

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University	01/06/2021
Appointees: Dortch, Thomas W., Jr. Mills, Harold F. Reed, Craig	01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida Atlantic University	01/06/2021
Appointees: Davis, Shaun M. Stilley, Robert J.	01/06/2021 01/06/2021
Board of Trustees, University of Central Florida	01/06/2021
Appointees: Marchena, Marcos R. Martins, Alexander	01/06/2021 01/06/2021
Board of Trustees, Florida State University	01/06/2021
Appointee: Mateer, Craig C.	
Board of Trustees, Florida Gulf Coast University	01/06/2021
Appointees: Fogg, Joseph G. III Montgomery, Johnny Leo	01/06/2021 01/06/2021
Board of Trustees, Florida International University	01/06/2021
Appointee: Grant, Gerald C., Jr.	

Office and Appointment

Board of Trustees, New College of Florida	<i>For Term Ending</i>
Appointee: Coleman, Audrey R.	01/06/2021
Board of Trustees, Florida Polytechnic University	07/15/2020
Appointees: Featherman, Sandra Martin, Frank T.	07/15/2020 07/15/2020
Board of Trustees, University of Florida	01/06/2021
Appointee: Johnson, Leonard H.	
Board of Trustees, University of North Florida	01/06/2021
Appointees: McElroy, Paul E. Wamble-King, Sharon	01/06/2021 01/06/2021
Board of Trustees, University of South Florida	01/06/2021
Appointees: Goforth, Stephanie E. Watkins, Nancy Hemmingway	01/06/2021 01/06/2021
Board of Trustees, University of West Florida	01/06/2021
Appointee: Cleveland, David E.	

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University	01/06/2021
Appointee: Perry, Belvin, Jr.	
Board of Trustees, Florida Atlantic University	01/06/2021
Appointees: Dorman, Malcolm J. Moabery, Abdol	01/06/2021 01/06/2021
Board of Trustees, University of Central Florida	01/06/2021
Appointees: Bradley, Kenneth W. Sprouls, John R. Esquire Walsh, David M.	01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida Gulf Coast University	01/06/2021
Appointee: Cors, Darleen	
Board of Trustees, Florida International University	01/06/2021
Appointees: Armas, Jose Puig, Claudia Sarnoff, Marc D.	01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida Polytechnic University	06/30/2020
Appointees: Bostick, R. Mark Dur, Philip A. McCance, Henry F. Otto, Clifford K.	06/30/2020 06/30/2020 06/30/2020 06/30/2019

Office and Appointment

Board of Trustees, University of Florida

Appointees: Heavener, James W.
Hosseini, Morteza "Mori"
Rosenberg, Jason J.

For Term
Ending

01/06/2021
01/06/2021
01/06/2021

"proprietary business information"; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

By the Committee on Banking and Insurance—

Board of Trustees, University of North Florida

Appointees: Gonzalez, Wilfredo J.
Hyde, Kevin E.
Joost, Stephen C.

01/06/2020
01/06/2021
01/06/2021

SB 7026—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S., relating to an exemption from public records requirements for social security numbers and property identifiers, contained in certain reports of unclaimed property, which are held by the Department of Financial Services; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

Board of Trustees, University of South Florida

Appointees: Carrere, Michael L.
Ramil, John B.
Stikeleather, James A.

01/06/2021
01/06/2021
01/06/2021

COMMITTEE SUBSTITUTES

Board of Trustees, University of West Florida

Appointees: Britton, Greg S.
Patel, Jayprakash S.
Sires, Robert D.

01/06/2021
01/06/2021
01/06/2021

FIRST READING

By the Committee on Education; and Senator Brandes—

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS**FIRST READING**

By Senator Bracy—

SB 1788—A bill to be entitled An act relating to public records; amending s. 787.061, F.S.; providing an exemption from public records requirements for specified redacted and sealed information identifying a victim of human trafficking; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

Senate Bills 7000-7018—Previously introduced.

By the Committee on Children, Families, and Elder Affairs—

SB 7020—A bill to be entitled An act relating to the ratification of a Department of Elder Affairs rule; ratifying a specific rule relating to the practice for Professional Guardians for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

SB 7022—Previously introduced.

By the Committee on Banking and Insurance—

SB 7024—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S., relating to an exemption from public records requirements for proprietary business information provided to the Office of Insurance Regulation by title insurance agencies or insurers; redefining the term

CS for SB 110—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, external and internal audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; defining the term "external audit"; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Community Affairs; and Senators Artilles and Powell—

CS for SJR 136—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to remove authority for a county charter or special law to provide for choosing a property appraiser in a manner other than by election or to transfer the duties of the property appraiser or abolish the office of the property appraiser.

By the Committee on Regulated Industries; and Senators Steube and Perry—

CS for SB 188—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; authorizing local laws, ordinances, or regulations to regulate activities relating to vacation rentals only if such laws, ordinances, or regulations apply uniformly to all properties; providing applicability; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Stewart and Rodriguez—

CS for SB 198—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the com-

mission to receive specified vote totals for approval or modification; providing an effective date.

By the Committee on Transportation; and Senator Artiles—

CS for SB 250—A bill to be entitled An act relating to high-occupancy toll lanes and express lanes; amending s. 338.166, F.S.; specifying that the Department of Transportation may collect tolls on high-occupancy toll lanes or express lanes only for the discharge of certain bond indebtedness on a project existing before a specified date; requiring that the tolls be eliminated after discharge of the project's bond indebtedness; prohibiting the creation of high-occupancy toll lanes or express lanes on or after a specified date; requiring existing lanes to no longer be high-occupancy toll lanes or express lanes upon elimination of their tolls; creating s. 338.2225, F.S.; providing a legislative purpose; authorizing the department to collect a toll on express lanes that, before a specified date, exist, or are under construction, on any part of the turnpike system for the discharge of certain bond indebtedness; requiring the elimination of the toll after discharge of the bond indebtedness; prohibiting express lanes from being on any part of the turnpike system; authorizing express lanes that, before a specified date, exist, or are under construction, on any part of the turnpike system to continue to exist but not as express lanes; providing an effective date.

By the Committee on Ethics and Elections; and Senator Steube—

CS for SB 278—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; requiring local government discretionary sales surtax referenda to be held on the date of a primary election or on the date of a general election and specifying the required approval of voters for passage; providing an effective date.

By the Committee on Community Affairs; and Senator Artiles—

CS for SB 282—A bill to be entitled An act relating to towing and storage fees; amending s. 323.002, F.S.; prohibiting counties and municipalities from imposing additional charges, costs, expenses, fines, fees, or penalties on a registered owner or lienholder of a vehicle; providing an exception; providing an effective date.

By the Committee on Judiciary; and Senator Rouson—

CS for SB 298—A bill to be entitled An act for the relief of Reginald Jackson by the City of Lakeland; providing an appropriation to compensate Reginald Jackson for injuries and damages sustained as a result of the negligence of Mike Cochran, a police officer for the Lakeland Police Department; providing a limitation on the payment of fees; providing an effective date.

By the Committee on Judiciary; and Senator Torres—

CS for SB 300—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of Orange County; providing for repayment of Medicaid liens; providing a limitation on the payment of fees; providing an effective date.

By the Committee on Community Affairs; and Senator Steube—

CS for SB 330—A bill to be entitled An act relating to local business taxes; creating s. 205.055, F.S.; providing an exemption from the business tax, subject to certain conditions, to specified veterans, spouses of veterans and active servicemembers, and low-income individuals; repealing s. 205.171, F.S., relating to exemptions allowed disabled veterans of any war or their unremarried spouses; providing an effective date.

By the Committee on Transportation; and Senator Baxley—

CS for SB 444—A bill to be entitled An act relating to veteran identification; creating s. 322.0511, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a veteran identification card for certain purposes; providing for the design of the card; providing veteran eligibility requirements; prohibiting use of the card for certain purposes; amending ss. 472.015, 493.6105, 493.6107, 493.6202, 493.6302, 493.6402, 501.015, 501.605, 501.607, 507.03, 527.02, 539.001, 559.904, 559.928, 626.171, and 790.06, F.S.; authorizing use of the card as proof of veteran status for obtaining waivers of license or registration fees relating to land surveying and mapping, private investigation, security, and repossession services, health studios, telephone salespersons, movers and moving brokers, the sale of liquefied petroleum gas, pawnbrokers, motor vehicle repair shops, sellers of travel, insurance representatives, and the carrying of concealed weapons or firearms; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Young—

CS for SB 492—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Perry—

CS for CS for SB 534—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids; providing applicability; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 582—A bill to be entitled An act relating to regulatory boards; amending ss. 455.203, 456.004, and 497.103, F.S.; requiring the Department of Business and Professional Regulation, the Department of Health, and the Department of Financial Services, respectively, to determine whether final board decisions constitute certain anticompetitive conduct; requiring the departments to review final board decisions for anticompetitive conduct and issue orders approving, modifying, or disapproving each decision; specifying that the departments' anticompetitive review constitutes a limited legal review and its resulting determination is subject only to certain legal challenges; specifying actions that are considered final board decisions; requiring that legal costs for defense of antitrust actions and financial damages be paid from specified accounts or by a specified entity; providing an effective date.

By the Committee on Criminal Justice; and Senators Garcia and Campbell—

CS for SB 628—A bill to be entitled An act relating to transmission of disease through bodily fluids; amending s. 381.0041, F.S.; reclassifying a criminal offense relating to the donation of blood, plasma, organs, skin, or other human tissue; providing an exception to allow such donation when deemed medically appropriate by a licensed physician; amending s. 384.23, F.S.; defining the terms "sexual conduct" and "substantial risk of transmission"; amending s. 384.24, F.S.; expanding the scope of unlawful acts by a person infected with a sexually transmissible disease; expanding the list of sexually transmittable diseases; specifying that a certain act is unlawful if the person committing the act acts with the intent to transmit a specified disease, engages in conduct that poses a substantial risk of transmission of that disease to another person who is unaware that the person who transmits the disease is a carrier of the disease, and actually transmits the disease; providing that certain actions are not sufficient to establish

intent on the part of the person who transmits the disease; amending s. 384.34, F.S.; reclassifying specified criminal offenses; eliminating a fine for specified rule violations; amending s. 775.0877, F.S.; requiring that a person who commits, rather than one who attempts to commit, an offense involving the transmission of semen or vaginal secretions must undergo HIV testing; eliminating the application of the section to certain offenses; revising disclosure requirements; reclassifying specified criminal offenses; amending s. 796.08, F.S.; requiring an infected arrestee to submit to appropriate treatment; requiring the Department of Health to pay any costs associated with the screening of such arrestees; requiring that the medical services include the offer of postexposure prophylaxis; requiring the department to ensure that certain out-of-pocket expenses to victims not exceed a specified amount; eliminating requirements that persons convicted of specified offenses undergo screening for a sexually transmitted disease; amending s. 960.003, F.S.; revising legislative findings; requiring that the department refer such victims to medical services; requiring that the medical services include the offer of postexposure prophylaxis; requiring the department to ensure that certain out-of-pocket expenses to victims not exceed a specified amount; correcting cross-references; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senators Baxley and Garcia—

CS for SB 680—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; requiring that anyone charging a fee or premium to post a cash or surety bail bond be licensed under specified provisions; deleting a provision relating to circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.28, F.S.; revising the amount of forfeiture to be remitted under specified conditions; amending s. 903.31, F.S.; specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Baxley—

CS for CS for SB 764—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.011, F.S.; specifying the information to be included in an application for certain tax exemptions; creating s. 196.102, F.S.; providing definitions; providing an exemption from ad valorem taxation for certain first responders under specified conditions; providing an exemption from ad valorem taxation for certain surviving spouses of first responders who have died; specifying the documentation required to receive the exemption; providing a criminal penalty for knowingly or willingly giving false information for a certain purpose; granting rulemaking authority; specifying a deadline for applying for the exemption; authorizing property appraisers, under certain circumstances, to grant exemptions for untimely filed applications; providing procedures and requirements for petitioning value adjustment boards regarding denied exemptions; providing retroactive applicability; providing construction; providing an effective date.

By the Committee on Education; and Senator Rouson—

CS for SB 772—A bill to be entitled An act relating to assistive technology devices; amending s. 1003.575, F.S.; revising provisions relating to the accessibility and use of assistive technology devices by persons with disabilities; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

CS for SB 776—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual pos-

session by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of controlled substance manufacture in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor, or a person acting on behalf of such persons; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered in as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; making technical changes; amending s. 812.014, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Education; and Senator Stargel—

CS for SB 780—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term “qualifying adoptive employee” to include persons employed by charter schools and the Florida Virtual School for the purpose of extending adoption benefits to those employees; authorizing such employees of charter schools and the Florida Virtual School to apply retroactively for the adoption benefit in certain circumstances; providing an effective date.

By the Committee on Criminal Justice; and Senator Young—

CS for SB 832—A bill to be entitled An act relating to drones; creating s. 330.41, F.S.; providing a short title; defining terms; providing that, except as provided in federal regulations, authorizations, or exemptions, the authority to regulate the operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing that the authority of local government to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems is not limited, subject to certain requirements; requiring persons seeking to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting a person from knowingly and willfully operating a drone over or allowing a drone to make contact with or come within a certain distance of certain critical infrastructure facilities; providing that such a violation is a misdemeanor punishable under specified provisions of ch. 775; providing an exemption from specified prohibited acts; providing construction; amending s. 934.50, F.S.; providing that the use of a drone by a communications service provider or contractor is not prohibited under certain provisions of ch. 934; providing an effective date.

By the Committee on Transportation; and Senators Artiles and Galvano—

CS for SB 842—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 343.58, F.S.; requiring the Department of Transportation to transfer specified amounts annually from the State Transportation Trust Fund to the authority; requiring that the transfer be made through quarterly payments commencing at the start of each fiscal year; amending s. 341.302, F.S.; authorizing the department to agree to assume certain indemnification and insurance obligations under certain circumstances; providing an effective date.

By the Committee on Education; and Senator Bean—

CS for SB 890—A bill to be entitled An act relating to the Florida Endowment for Vocational Rehabilitation; amending s. 413.615, F.S.; extending the date for future review and repeal of provisions governing

the Florida Endowment for Vocational Rehabilitation; providing an effective date.

By the Committee on Education; and Senator Simmons—

CS for SB 896—A bill to be entitled An act relating to the direct-support organization for the Florida Prepaid College Board; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid College Board; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 924—A bill to be entitled An act relating to children's initiatives; amending s. 409.147, F.S.; creating the Tampa Sulphur Springs Neighborhood of Promise Success Zone within the City of Tampa in Hillsborough County and the Overtown Children and Youth Coalition within the City of Miami in Miami-Dade County; providing for the projects to be managed by corporations not for profit that are not subject to control, supervision, or direction by any department of the state; providing legislative intent; requiring the corporations to be subject to state public records and public meeting requirements and to requirements for the procurement of commodities and contractual services; providing that the success zone and the coalition are designed to encompass areas large enough to include certain components but small enough to allow programs and services to reach participants; providing implementation of the coalition and the success zone; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Mayfield—

CS for SB 982—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the Indian River Lagoon system; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

By the Committee on Transportation; and Senators Stewart and Torres—

CS for SB 1022—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an American Eagle license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; requiring the likeness of the Prisoner of War Medal to appear on the Ex-POW license plate; providing an effective date.

By the Committee on Regulated Industries; and Senator Artilles—

CS for SB 1040—A bill to be entitled An act relating to malt beverages; amending s. 561.42, F.S.; authorizing a distributor of malt beverages to give or sell specified glassware to vendors licensed to sell malt beverages for on-premises consumption; providing an annual limit on such glassware that may be given by a distributor to a vendor; prohibiting a vendor from selling single-service glassware or returning it to a distributor for cash or credit under certain circumstances; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Gainer—

CS for SB 1092—A bill to be entitled An act relating to sheriffs providing child protective investigative services; amending s. 39.3065, F.S.; requiring the Walton County Sheriff to have the responsibility to provide all child protective investigations in Walton County beginning with a specified fiscal year; providing an effective date.

By the Committee on Agriculture; and Senator Lee—

CS for SB 1136—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing cottage food products to be advertised, sold, and paid for over the Internet; requiring such products to be delivered in person directly to the consumer or to a specific event venue; providing an effective date.

By the Committee on Transportation; and Senator Stewart—

CS for SB 1232—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; establishing an annual use fee for the Orlando United license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop an Orlando United license plate; providing for distribution and use of fees collected from the sale of such plates; providing an effective date.

By the Committee on Regulated Industries; and Senator Young—

CS for SB 1348—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Latvala—

CS for SB 1392—A bill to be entitled An act relating to drug screening for Temporary Assistance for Needy Families applicants amending s. 414.0652, F.S.; requiring the Department of Children and Families to perform a drug test on an applicant for TANF benefits with a prior drug-related felony conviction and who the department reasonably suspects is engaging in the illegal use of a controlled substance; deleting a provision stating which individuals are subject to specified requirements; deleting department duties to require specified individuals to comply with the drug-testing requirements; providing an effective date.

By the Committee on Education; and Senator Simmons—

CS for SB 1458—A bill to be entitled An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; abrogating the scheduled repeal of provisions relating to the blind services direct-support organization; providing an effective date.

By the Committee on Agriculture; and Senators Bean and Baxley—

CS for SB 1592—A bill to be entitled An act relating to small food retailers; creating s. 595.430, F.S.; establishing the Healthy Food Assistance Program within the Department of Agriculture and Consumer Services; providing a purpose; requiring the Office of Program Policy Analysis and Government Accountability to conduct an independent study evaluating the program's policy impact; providing for future repeal and legislative review; creating s. 595.431, F.S.; providing definitions; creating s. 595.432, F.S.; requiring the department to develop guidelines and administer the program; providing department duties and responsibilities; providing for funding; creating s. 595.433, F.S.; providing duties and responsibilities of program administrators; exempting program administrators from provisions relating to state procurement of certain property and services; repealing s. 500.81, F.S., relating to the Healthy Food Financing Initiative; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 1604—A bill to be entitled An act relating to the Department of Corrections; amending s. 110.205, F.S.; exempting specified positions from the career service system; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time can be earned; amending s. 944.597, F.S.; revising provisions relating to training of transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Transportation; and Senators Latvala, Galvano, and Rouson—

CS for SB 1672—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; providing that the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority; amending s. 343.90, F.S.; revising the short title to "Tampa Bay Area Regional Transit Authority Act"; amending s. 343.91, F.S.; revising the definition of the term "authority" to mean the Tampa Bay Area Regional Transit Authority and to include only Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; revising the definition of the term "commuter rail"; amending s. 343.92, F.S.; creating the Tampa Bay Area Regional Transit Authority, instead of the Tampa Bay Area Regional Transportation Authority;

decreasing voting membership on the governing board of the authority; requiring the members to be appointed within a specified period; revising appointment and term requirements of such membership; revising requirements for filling vacancies on the board; requiring the Governor to appoint an initial chair of the board from one of the three members appointed by the Governor; requiring the board to elect a chair from among certain members at the end of the initial chair's term; providing that seven members of the board constitute a quorum; providing that the vote of seven members is necessary for any action to be taken by the authority; requiring the board to evaluate the abolishment, continuance, modification, or establishment of specified committees beginning on a specified date; requiring the board to submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the Legislature before a specified time; deleting requirements related to the establishment of a Transit Management Committee, a Citizens Advisory Committee, and technical advisory committees; conforming provisions to changes made by the act; amending s. 343.922, F.S.; revising the express purposes of the authority to include planning, implementing, and operating mobility improvements and expansions of certain multimodal transportation options, producing a certain regional transit development plan, and serving as the recipient of certain federal funds under certain circumstances; directing the authority to provide to the Legislature a plan to produce the regional transit development plan by a specified date; providing requirements for the regional transit development plan; requiring the authority to develop and adopt a regional transit development plan instead of a transportation master plan; deleting obsolete provisions; conforming provisions to changes made by the act; amending ss. 343.94, 343.947, 343.95, 343.975, and 343.976, F.S.; conforming provisions to changes made by the act; providing an effective date.

COMMITTEE APPOINTMENTS

The President announced the following appointments: Senator Flores to the Committee on Education; Senator Latvala to the Appropriations Subcommittee on the Environment and Natural Resources; Senator Benacquisto to the Committee on Health Policy; and Senator Galvano to the Committee on Transportation. These appointments were effective March 21, 2017, and expire June 30, 2017.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 21 was corrected and approved.

CO-INTRODUCERS

Senators Baxley—SB 1060; Bean—SB 1210; Bracy—SB 1214; Braynon—SB 666; Broxson—SB 436, SB 1110; Campbell—SB 112, SB 162, SB 1244, SB 1674, SB 7004, SB 7008; Gibson—CS for SB 812, SB 954; Mayfield—SR 574, SB 7000; Perry—SB 934, SB 1088, SB 1712; Powell—SB 954; Rouson—SB 1002, SB 1244; Steube—SB 168; Torres—SB 158, SB 1166

Senator Book was recorded as introducer of SB 1214.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 11:42 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Wednesday, March 29 or upon call of the President.



Journal of the Senate

Number 7—Regular Session

Wednesday, March 29, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 4:00 p.m. A quorum present—38:

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Executive Director of Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, creator of the universe: As we approach the holiday of Passover, let us invoke the ancient lessons of Passover today. We pray that we always remember that the meaning of Passover becomes visible in our lives today. We pray for the strength to experience our personal exodus from our personal Egypt—which in Hebrew is Mitzrayim, meaning “boundary” or “limitation.”

We pray to be delivered from self-made obstacles that limit our potential. We pray to overcome those inhibitions and habits that we have allowed to limit our souls’ potential. We pray to feel grateful for what we have and rejoice in what we can become, and we pray for the release of self-imposed slavery to false gods of ego and money.

Almighty G-d: Grant us the power to take that leap of faith. Give us the strength to look at the good within us and correct our faults. Let us be like the ancient Hebrews who escaped from slavery in mere moments. Let us pass over our personal shortcomings, and let us rise from despair to freedom. Let us remember the teachings of the Sages, who

said that darkness is but the absence of light and that a little light drives away much darkness.

Almighty G-d: As we proceed through the desert, when we feel dry and empty, may we never stray far from our wellsprings of inner goodness and light. Let us be inspired by the life of the Lubavitcher Rebbe Rabbi Schneersohn, whose birthday we mark next week. The Rebbe’s message to the world is that every act of goodness and kindness can change our lives and the world, bringing immediate redemption to the entire universe.

Almighty G-d: Bless the Honorable President and distinguished Senators. They add light to our world, both in their lives and the lives of others, by adding acts of goodness and kindness.

We pray that these acts finally tip the scale of good and evil to usher in the age of redemption for all humanity. Amen.

PLEDGE

Senate Pages, Greg Unke of Live Oak; Airyel Ogden of Margate; Connor Warmuth of St. Augustine; and Lucie Flowers of Tallahassee, 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. R. Stephen Lucie of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Lucie specializes in orthopaedic surgery.

ADOPTION OF RESOLUTIONS

At the request of Senator Bradley—

By Senator Bradley—

SR 1230—A resolution recognizing April 2017 as “Springs Protection Awareness Month” in Florida.

WHEREAS, Florida’s springs are essential to the environment, economy, and residents of, and visitors to, this state, and

WHEREAS, the Floridan Aquifer, one of the most productive in the world, supports more than 700 natural springs, giving this state the world’s highest concentration of springs, and

WHEREAS, more than 93 percent of Florida residents rely on this groundwater supply for their drinking water, and

WHEREAS, groundwater plays a vital role in the state’s economy, and

WHEREAS, springs are a natural resource that must be protected because they reflect groundwater conditions and provide an important habitat for wildlife, including species listed as threatened or endangered under the Endangered Species Act, and

WHEREAS, springs provide important recreational resources and opportunities that are enjoyed by residents and visitors alike, and

WHEREAS, Florida’s springs discharge more than 19 billion gallons of fresh water each day, which is essential for sustaining spring runs and associated receiving water bodies, and

WHEREAS, healthy springs reflect the State of Florida's commitment to sustain and protect ground and surface water resources, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 2017 is recognized as "Springs Protection Awareness Month" in Florida, and all levels of government are encouraged to support springs protection, restoration, and preservation awareness.

—was introduced, read, and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1780—A resolution recognizing March 27-April 2, 2017, as "Health Information Technology Week" in Florida.

WHEREAS, Florida is providing its residents with access to the highest quality of care by allowing participating health care providers to share information safely, securely, and in real time, thereby connecting doctors and patients to more complete and accurate health records, and

WHEREAS, comprehensive health care reform is not possible without systemwide adoption of health information technology, which improves the quality of health care delivery, increases patient safety, decreases the number of medical errors, controls costs, strengthens the interaction between patients and health care providers, and expands access to care, and

WHEREAS, the Healthcare Information and Management Systems Society (HIMSS) is a nonprofit organization of volunteers, including more than 3,300 members in Florida, who are committed to engaging health care providers and state legislators in aligning efforts to adopt policies in support of the optimal use of health information technology, and

WHEREAS, Florida is recognized by HIMSS as having 10 hospitals and 12 ambulatory facilities that have attained a Stage 7 ranking under the Electronic Medical Record Adoption Model, the highest possible ranking, which indicates that a health system has an advanced electronic patient record environment, and

WHEREAS, as of February 9, 2017, more than 210 Florida hospitals are participating in the Florida Health Information Exchange Event Notification Service, providing alerts to health plans and accountable care organizations to foster improved continuity of care for more than 1 million patients, and

WHEREAS, since January 2011, more than 28,008 eligible hospitals and professionals in this state have participated in the Electronic Health Record Incentive Program by adopting and effectively using certified electronic health record technology, and

WHEREAS, Florida is proud to honor the commitment and service of the clinicians, information technology executives, directors, and managers who work in the state's health care provider institutions, payer organizations, the military and other branches of government, academic centers, and supplier and consulting companies, and

WHEREAS, since 2006, states and organizations across the nation have united to support Health Information Technology Week to raise public awareness of the benefits of improved quality and cost efficiency in the health care system which the implementation of health information technology is achieving, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That March 27-April 2, 2017, is recognized as "Health Information Technology Week" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Healthcare Information and Management Systems Society as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for CS for SB 80—A bill to be entitled An act relating to public records; amending s. 119.12, F.S.; revising the circumstances under which a court must assess and award the reasonable costs of enforcement against an agency in a civil action to enforce ch. 119, F.S.; specifying circumstances under which a complainant is not required to provide certain written notice of a public records request; requiring a court to determine whether a complainant requested to inspect or copy a public record or participated in a civil action for an improper purpose; prohibiting the assessment and award of the reasonable costs of enforcement to a complainant who acted with an improper purpose; requiring the court to assess and award reasonable costs against the complainant if he or she is found to have acted with an improper purpose; defining the term "improper purpose"; providing for construction and applicability; providing an effective date.

—was read the third time by title.

Senator Bradley moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (648400)—Delete lines 61-62 and insert: *action primarily to cause a violation of this chapter or for a frivolous purpose.*

On motion by Senator Steube, **CS for CS for SB 80**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Artiles	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

Vote after roll call:

Yea—Bracy

CS for SB 220—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; defining "complementary or alternative and integrative therapies," "physical examination," "veterinary dentistry," and "veterinary telemedicine"; revising the definitions of "veterinarian/client/patient relationship," and "veterinary medicine"; amending s. 474.2165, F.S.; conforming terminology; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for SB 220** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Brandes	Galvano
Artiles	Braynon	Garcia
Baxley	Broxson	Gibson
Bean	Campbell	Grimsley
Benacquisto	Clemens	Hutson
Book	Farmer	Latvala
Bracy	Flores	Lee
Bradley	Gainer	Mayfield

Montford	Rodriguez	Steube
Passidomo	Rouson	Stewart
Perry	Simmons	Thurston
Powell	Simpson	Torres
Rader	Stargel	

—was read the second time by title.

Pursuant to Rule 4.19, **SB 358** was placed on the calendar of Bills on Third Reading.

On motion by Senator Galvano—

CS for SB 8—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term “compact”; ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of specified amendments to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain circumstances; specifying the amendments that must be made to the compact by agreement between the Governor and the Tribe for the compact to be deemed ratified and approved; prohibiting the incorporation of specified amendments into the compact from impacting or changing the payments required to the state by the Tribe during specified payment periods; prohibiting the compact from being amended to prorate or reduce required payments to the state; requiring specified provisions of the compact relating to required payments to the state during the initial payment period be deleted; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Contest Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the secretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator’s license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term “convicted”; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office by a certain date; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing a requirement for such records; requiring that such records be available for audit and inspection; requiring the department to adopt rules; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term “full schedule of live racing or games”; amending s. 550.01215, F.S.; revising application requirements for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an

Nays—None

Vote after roll call:

Yea—Young

SPECIAL ORDER CALENDAR

SENATOR FLORES PRESIDING

On motion by Senator Grimsley—

CS for SB 164—A bill to be entitled An act relating to certificates of title for motor vehicles; amending s. 319.32, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles and tax collector from charging any fee or service charge, except for the expedited title fee, if applicable, for a certificate of title issued for a motor vehicle solely to remove a deceased coowner from a title registered in the name of two persons if the other coowner is the surviving spouse; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 164** was placed on the calendar of Bills on Third Reading.

On motion by Senator Artilles—

SB 174—A bill to be entitled An act relating to the Enterprise Information Technology Services Management Act; amending s. 282.0041, F.S.; revising definitions; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the Agency for State Technology in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing certain service-level agreements entered into by the state data center to be extended for a specified duration; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement within a service-level agreement to provide a certain termination notice to the Agency for State Technology; requiring the state data center to plan, design, and conduct certain testing if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; reenacting s. 943.0415(2) and (3), F.S., relating to the Cybercrime Office within the Department of Law Enforcement, to incorporate the amendment made to s. 282.0041, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 174** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

SB 358—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.461, F.S.; authorizing the Department of Children and Families to approve receiving systems for behavioral health care; making technical changes; requiring the department to approve specified facilities as receiving systems under certain circumstances; authorizing the department to adopt rules for the approval and the suspension or withdrawal of approval of receiving systems; amending s. 394.879, F.S.; deleting an obsolete provision requiring a report by the department and the Agency for Health Care Administration; amending s. 394.9082, F.S.; revising the reporting requirements of the acute care services utilization database; requiring the department to post certain data on its website; amending s. 397.6955, F.S.; specifying that certain court hearings must be scheduled within 5 court working days unless a continuance is granted; providing an effective date.

operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder's facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; exempting certain harness horse racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing certain permitholders that elect not to conduct live racing to retain their permits; providing that certain facilities of such permitholders that have been issued a slot machine license remain eligible facilities, continue to be eligible for a slot machine license, are exempt from certain provisions of ch. 551, F.S., are eligible to be guest tracks or, in certain cases, host tracks for certain purposes, and remain eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a provision for conversion of certain converted permits to jai alai permits; authorizing certain limited thoroughbred racing permitholders to apply by a certain date to conduct live performances during a specified timeframe subject to certain conditions; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amending s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; prohibiting certain revoked permits from being reissued; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate under certain circumstances, subject to certain restrictions; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; deleting a provision requiring a specified license fee to be deposited with the Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund; revising the tax on handle for live greyhound racing and inter-track wagering if the host track is a greyhound racing track; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.155, F.S.; specifying that a person who accepts certain wagers commits a felony of the third degree; providing penalties; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term "bona fide organization that promotes or encourages the adoption of greyhounds"; creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; pro-

viding for funding for the program; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; prohibiting the department from accepting an offer to purchase a permit or from executing a contract to purchase a permit under certain conditions; requiring, by a specified date, that the division certify an executed contract to the Chief Financial Officer and request a distribution to be paid to the permitholder; limiting such distributions; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse and awards supplement program within the division as of a specified date; providing a purpose for the program; providing for funding of the program; requiring the division, within a specified timeframe, to certify to the Chief Financial Officer the amount of the purse and awards supplement funds to be distributed to eligible thoroughbred racing permitholders and request distribution of such funds from the General Revenue Fund to such permitholders; limiting the amount of distributions in any given fiscal year; specifying intended uses of the funds; prohibiting certain thoroughbred horse racing permitholders from receiving purse and awards supplements unless they provide a copy of a certain agreement; specifying percentages of the funds that must be used for certain purposes; requiring the division to apportion purse and awards supplement funds in a specified manner; providing conditions under which certain limited thoroughbred racing permitholders may make annual application for and receive certain funds; providing that funding must be allocated on a pro rata share basis; providing that certain funding is conditioned on limited thoroughbred racing permitholders applying for a limited number of performances; providing that limited thoroughbred permitholders under the program are treated as other thoroughbred permitholders applying for funding after a certain date; authorizing such funds to be used to supplement purses and subsidize certain costs; requiring the division to distribute a specified percentage of funds to a specified organization for payment of specified racing awards; authorizing certain supplemental funds to be returned to thoroughbred horse racing permitholders to allow them to distribute special racing awards under certain circumstances under terms established in a required written agreement; requiring the division to adopt a form to apply to receive supplement purse funds under the program; authorizing the division to adopt rules; providing for expiration of the program; amending s. 550.2415, F.S.; revising the actions that mark the commencement of certain administrative actions; requiring the division to adopt certain rules; deleting a provision specifying the version of the Controlled Therapeutic Medication Schedule which must be used by the division to adopt certain rules; requiring the division rules to include a penalty system for the use of certain drugs, medications, and other foreign substances; requiring the classification and penalty system included in division rules to incorporate specified documents; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; authorizing certain holders of limited thoroughbred racing permits to apply for and be issued an operating license for a specified purpose under certain circumstances; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permitholder; deleting a provision requiring certain permitholders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permitholder from leasing from certain pari-mutuel permitholders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permitholders; deleting a provision prohibiting a thoroughbred racing

permitholder from beginning a race before a specified time; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permitholders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permitholders; deleting a provision prohibiting certain intertrack wagering in certain counties; specifying conditions under which greyhound racing permitholders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to certain pari-mutuel permitholders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permitholder from certain purse requirements; providing applicability; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; providing an exception; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permitholder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; requiring certain permitholders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s. 551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; revising certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player and employees of the designated player to be licensed;

requiring the designated player to pay certain fees; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover all wagers of opposing players; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the agreement; requiring a thoroughbred permitholder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; revising requirements to transfer or reissue certain cardroom gaming licenses; conforming provisions to changes made by the act; amending s. 849.0931, F.S.; authorizing certain veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or similar endeavors to conduct bingo using electronic tickets on specified premises; requiring that electronic tickets for instant bingo meet a certain requirement; making the sale of such tickets by veterans' organizations contingent upon certification of software by a nationally recognized independent gaming laboratory; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be reissued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

—was read the second time by title.

Senator Galvano moved the following amendments which were adopted:

Amendment 1 (460698)—Delete lines 1290-1300 and insert: *paragraph (e) may retain its permit; is a pari-mutuel facility as defined in s. 550.002(23); if such permitholder has been issued a slot machine license, the facility where such permit is located remains an eligible facility as defined in s. 551.102(4), continues to be eligible for a slot machine license, and is exempt from ss. 551.104(3) and 4(c)1. and 551.114(2) and (4); is eligible, but not required, to be a guest track and, if the permitholder is a harness horse racing permitholder, a host track for purposes of intertrack wagering and simulcasting pursuant to ss. 550.3551, 550.615, 550.625, and 550.6305; and, if such permitholder has been issued a cardroom license, remains eligible for a cardroom license*

Amendment 2 (509172) (with title amendment)—Between lines 1770 and 1771 insert:

Section 23. *Subsection (4) of section 550.09511, Florida Statutes, is repealed.*

And the title is amended as follows:

Delete line 173 and insert: *greyhound racing track; repealing s. 550.09511(4), F.S., relating to a requirement that certain jai alai permitholders pay to the state the same aggregate amount of certain fees and taxes as the permitholders paid during a specified year in which they conducted at least 100 live performances; amending s. 550.09512, F.S.;*

Amendment 3 (974682) (with title amendment)—Delete lines 2066-2134.

And the title is amended as follows:

Delete lines 184-186 and insert: *550.1625, F.S.;*

Amendment 4 (918434)—Delete lines 3014-3043 and insert:

(c)1. *Conduct no less fewer than a full schedule of live racing or games as defined in s. 550.002(11), unless conducting less than a full schedule of live racing or games pursuant to s. 550.01215(1)(b)-(e). A permitholder's responsibility to conduct a full schedule such number of live races or games as defined in s. 550.002(11) shall be reduced by the number of races or games that could not be conducted due to the direct*

result of fire, war, hurricane, or other disaster or event beyond the control of the permitholder. A permitholder may conduct live races or games at another pari-mutuel facility pursuant to s. 550.475 if such permitholder has operated its live races or games by lease for at least 5 consecutive years immediately prior to the permitholder's application for a slot machine license.

2. If not licensed to conduct a full schedule of live racing or games, as defined in s. 550.002(11), pursuant to s. 550.01215(1)(b)-(e), remit for the payment of purses and awards on live races an amount equal to the lesser of \$2 million or 3 percent of its slot machine revenues from the previous state fiscal year to a slot machine licensee licensed to conduct not fewer than 160 days of thoroughbred racing. A slot machine licensee receiving funds under this subparagraph shall remit, within 10 days of receipt, 10 percent of those funds to the Florida Thoroughbred Breeders' Association, Inc., for the payment of breeders', stallion, and special racing awards, subject to the fee authorized in s. 550.2625(3). If no slot machine licensee is licensed for at least 160 days of live thoroughbred racing, no payments for purses are required. A slot machine licensee that conducts no live racing and is making purse and awards supplement payments due under agreements entered pursuant to paragraph (10)(a) prior to the effective date of this act may offset the total amount paid under such agreements for purses and awards on or after July 1, 2017, against any amount due under this subparagraph until the amount paid and the amount due equal zero. This

Senators Galvano, Thurston, and Farmer offered the following amendment which was moved by Senator Galvano and adopted:

Amendment 5 (397210)—Delete lines 3352-3370 and insert:

(a)1. The tax rate on slot machine revenues at each facility is ~~shall~~ be 35 percent. Effective January 1, 2018, the tax rate on slot machine revenues at each facility is 30 percent. Effective July 1, 2019, the tax rate on slot machine revenues at each facility is 25 percent.

2.a. If, during any state fiscal year, the aggregate amount of tax paid to the state by ~~all~~ slot machine licensees in Broward and Miami-Dade Counties which were licensed before January 1, 2017, is less than the aggregate amount of tax paid to the state by ~~all slot machine~~ licensees in those counties that were licensed before January 1, 2017, in the 2017-2018 ~~2008-2009~~ fiscal year, each slot machine licensee that was licensed before January 1, 2017, shall pay to the state within 45 days after the end of the state fiscal year a surcharge equal to its ~~pro rata share of an amount equal to the difference between the aggregate amount of tax paid to the state by all slot machine licensees in the 2008-2009 fiscal year and the amount of tax paid during the fiscal year.~~

b. The amount of the surcharge to be paid by each such licensee shall be calculated by dividing the aggregate amount of slot machine taxes paid to the state by all such slot machine licensees in the 2017-2018 fiscal year by the aggregate amount of slot machine taxes paid by all such licensees during the applicable state fiscal year, multiplying the result by the amount of slot machine taxes paid by the licensee during the applicable state fiscal year, and then subtracting from that product the amount of slot machine taxes paid by the licensee during the applicable state fiscal year. However, the sum of the taxes paid by a licensee pursuant to subparagraph 1. and any surcharge due from the licensee may not exceed 35 percent of the slot machine revenue of that licensee in the applicable state fiscal year. ~~Each licensee's pro rata share~~

Pursuant to Rule 4.19, **CS for SB 8**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Latvala, the rules were waived and the following deadlines were applied to all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, April 5, 2017:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, April 3, 2017.
- The deadline for filing amendments to amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, April 4, 2017.

MOTIONS RELATING TO COMMITTEE REFERENCE

THE PRESIDENT PRESIDING

On motion by Senator Hutson, by two-thirds vote, **SB 258** was withdrawn from the committees of reference and further consideration.

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 Thursday, March 30, 2017.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, March 29, 2017: CS for SB 164, SB 174, SB 358, CS for SB 8.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Judiciary recommends the following pass: SB 1094; CS for SB 1588

The bills were referred to the Committee on Appropriations under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SB 446

The Committee on Criminal Justice recommends the following pass: SB 1102; SB 1670

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1636

The bill was referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Education recommends the following pass: SB 1472

The Committee on Health Policy recommends the following pass: SB 916; SB 1760

The Committee on Transportation recommends the following pass: CS for SB 804

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 1222; SB 1290

The bills were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1698

The Committee on Transportation recommends the following pass: SB 1282; SB 1416; SB 1646

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1482; SB 1620

The bills were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1312

The Committee on Criminal Justice recommends the following pass: SB 1486

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1470

The bills contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1558

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1408

The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Education recommends the following pass: SB 782

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 762

The Committee on Criminal Justice recommends the following pass: SB 1194; SM 1322

The Committee on Ethics and Elections recommends the following pass: CS for SJR 136

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1694

The Committee on Commerce and Tourism recommends the following pass: CS for SB 794; CS for SB 812

The Committee on Education recommends the following pass: CS for SB 328

The Committee on Ethics and Elections recommends the following pass: SB 720

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for CS for SB 550; SB 1024

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1078; SB 1600

The Committee on Education recommends a committee substitute for the following: SB 1210

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 450; CS for SB 674; CS for SB 738

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 498

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 860

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: CS for SB 776

The Committee on Criminal Justice recommends committee substitutes for the following: SB 260; SB 1068; SB 1626

The Committee on Judiciary recommends a committee substitute for the following: SB 748

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1536

The Committee on Judiciary recommends a committee substitute for the following: SB 226

The Committee on Transportation recommends a committee substitute for the following: SB 1442

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 594; SB 872

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 554

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1146

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 168; SB 1540

The Committee on Judiciary recommends a committee substitute for the following: SB 590

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1318 and SB 1454

The Committee on Health Policy recommends committee substitutes for the following: SB 682; SB 694; SB 1124; SB 1144; SB 1324; SB 1406

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 668

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 978

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 928; SB 1104; SB 1338; SB 1438; SB 1590; SB 1624

The bills with committee substitute attached were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 784; SB 1086; SB 1118; SB 1452; SB 1562; SB 1570

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 474

The Committee on Judiciary recommends a committee substitute for the following: SB 1554

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 552

The Committee on Health Policy recommends a committee substitute for the following: SB 414

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1298

The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 850

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1288

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1494

The Committee on Judiciary recommends a committee substitute for the following: SB 46

The Committee on Regulated Industries recommends a committee substitute for the following: SB 472

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 588

The bill with committee substitute attached was referred to the Committee on Criminal Justice under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1330

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1224

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1654

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 800

The bill with committee substitute attached was referred to the Committee on Health Policy under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 530

The Committee on Criminal Justice recommends committee substitutes for the following: SB 548; SB 1002

The Committee on Ethics and Elections recommends a committee substitute for the following: CS for SJR 134

The Committee on Health Policy recommends a committee substitute for the following: SB 1206

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1588

The Committee on Regulated Industries recommends a committee substitute for the following: SB 744

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1272

The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 466; SM 572

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 596; SB 616; CS for SB 886; SB 1062; SB 1108

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 624; CS for SB 660; SB 1052

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends the following pass: SB 514; CS for SB 716; CS for SB 730

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: CS for SB 884

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 364

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 18

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Environmental Regulation Commission	
Appointees: Gummey, Frank B. III	07/01/2017
McCarthy, James W.	07/01/2019
Varn, Craig D.	07/01/2019

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Tampa-Hillsborough County Expressway Authority	
Appointee: Barrow, Bennett H.	07/01/2019

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Montford—

CS for SB 46—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Ethics and Elections; and Community Affairs; and Senators Artiles and Powell—

CS for CS for SJR 134—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to remove authority for a county charter or special law to provide for choosing a sheriff in a manner other than by election or to alter the duties of the sheriff or abolish the office of the sheriff.

By the Committee on Governmental Oversight and Accountability; and Senators Latvala and Steube—

CS for SB 168—A bill to be entitled An act relating to salaries of specified officers and firefighters; amending s. 110.2035, F.S.; requiring each state agency that employs law enforcement officers, correctional officers, correctional probation officers, and firefighters to provide a monthly salary adjustment; specifying eligibility for the monthly salary adjustment; providing an effective date.

By the Committee on Judiciary; and Senator Artiles—

CS for SB 226—A bill to be entitled An act relating to property taxes; amending s. 95.18, F.S.; providing that a possessor of real property for 7 years must pay all delinquent taxes prior to claiming adverse possession; amending ss. 193.155, 193.703, 196.011, and 196.075, F.S.; providing criteria under which a property appraiser must waive unpaid penalties and interest for improper nonpayment or reduction payment of ad valorem taxes by certain property owners claiming a homestead exemption; prohibiting such waiver under certain circumstances; amending s. 194.011, F.S.; authorizing petitioners, upon a certain showing of extenuating circumstances, to file petitions with value adjustment boards within a specified timeframe after certain deadlines, subject to certain limitations; amending s. 194.032, F.S.; providing construction relating to the rescheduling of certain hearings for good cause; authorizing property appraisers and certain entities to identify a specified number of days per roll year in which they are unavailable for hearings; amending s. 194.035, F.S.; specifying the circumstances under which a special magistrate’s appraisal may not be submitted as evidence to a value adjustment board; 196.012, F.S.; redefining the terms “educational institution” and “charitable purpose”; amending s. 196.183, F.S.; providing that property owners assessed, rather than previously assessed, by property appraisers without a certain return filed may qualify for an exemption for tangible personal property under certain circumstances; amending s. 196.198, F.S.; revising a tax exemption for educational institutions to provide that property used predominantly for educational purposes is exempt from taxation in proportion to the extent of such use; amending s. 196.202, F.S.; revising the value of property of widows, widowers, blind persons, and persons totally and permanently disabled which is exempt from taxation; amending s. 200.069, F.S.; requiring property appraisers to include only certain statements in certain mailed notices; providing an effective date.

By the Committee on Criminal Justice; and Senator Steube—

CS for SB 260—A bill to be entitled An act relating to threats to kill or do bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do bodily injury in a writing or other record, or by posting or transmitting the threat in a specified manner; deleting requirements that a threat be sent to a specific recipient to be pro-

hibited; providing separate penalties for juveniles and adults; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant for a criminal act of threat to kill or do bodily injury, as shown in a posting or as transmitted in a specified manner; reenacting ss. 794.056(1), 921.0022(3)(f), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, to the offense severity ranking chart of the Criminal Punishment Code, and to additional cost to fund rape crisis centers, respectively, to incorporate the amendment made to s. 836.10, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 414—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senator Brandes—

CS for CS for SB 450—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; providing that the personal identifying information of an adult participating in a civil citation or prearrest diversion program is exempt from public records requirements; providing applicability; providing for future review and repeal of the exemption; providing for retroactive application; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Commerce and Tourism; and Transportation; and Senators Hutson, Gainer, and Broxson—

CS for CS for SB 466—A bill to be entitled An act relating to motor vehicle warranty repairs and recall repairs; amending s. 320.64, F.S.; prohibiting a manufacturer, factory branch, distributor, or importer from denying a claim of a motor vehicle dealer, reducing compensation to a motor vehicle dealer, or processing a chargeback to a motor vehicle dealer because of specified circumstances; creating s. 320.6407, F.S.; requiring a manufacturer, factory branch, distributor, or importer to compensate a motor vehicle dealer for a used motor vehicle under specified circumstances; providing retroactive applicability; requiring the manufacturer, factory branch, distributor, or importer to pay the compensation within a specified timeframe after the motor vehicle dealer's application for payment; requiring such applications to be submitted monthly, as necessary, through the manufacturer's, factory branch's, distributor's, or importer's warranty application system or certain other system or process; providing for calculation of the amount of compensation; providing applicability; reenacting s. 320.6992, F.S., relating to applicability of specified provisions to systems of distribution of motor vehicles in this state, to incorporate the amendment made to s. 320.64, F.S., and to incorporate s. 320.6407, F.S., as created by the act, in references thereto; providing an effective date.

By the Committee on Regulated Industries; and Senator Grimsley—

CS for SB 472—A bill to be entitled An act relating to Charlotte County; providing space and seating requirements for the issuance of special alcoholic beverage licenses to event centers; providing an exception to general law; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt national hospice outcome measures by a specified date and to make such measures available to the public; creating s. 400.6096, F.S.; authorizing certain hospice personnel to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposal of certain prescribed controlled substances to establish policies, procedures, and systems for the disposal; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; amending s. 400.611, F.S.; requiring a hospice to

maintain an up-to-date interdisciplinary record of care; revising the patient records retention period; providing for the confidentiality of the interdisciplinary record of patient care; specifying to whom and under what conditions a hospice may release a patient's interdisciplinary record of care; defining a term; requiring a hospice to release patient statistical data to certain agencies; specifying that information from patient records is confidential and exempt from certain provisions; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senator Young—

CS for CS for SB 498—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities must be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms "practice of surveying and mapping" and "subordinate"; amending s. 472.013, F.S.; revising the standards for when an applicant is eligible to take the licensure examination to practice as a surveyor and mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement; revising the requirements for a certain notice relating to insurance coverage; amending s. 472.018, F.S.; revising the continuing education requirements for new licensees and license renewal; authorizing the board to provide by rule the method of delivery of, criteria for, and provisions to carryover hours for continuing education requirements; deleting a requirement that the board approve courses; requiring the board to issue cease and desist orders and enact certain penalties for continuing education providers failing to conform to board rules; requiring the department to establish a system for the administration of continuing education requirements adopted by the board; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class "K" licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of Class "G" or Class "K" applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class "G" licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; conforming a cross-reference; revising the circumstances under which certain licensees may carry a concealed firearm; revising the conditions under which the department may issue a temporary Class "G" license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the department; requiring the department to temporarily suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; amending s. 493.6302, F.S.; de-

letting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; making technical changes; deleting a provision requiring that if a license is suspended, revoked, or expired for at least 1 year, that the applicant must submit proof of certain training before issuance of a new license; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, rather than just completion of such training; amending s. 501.013, F.S.; providing that a program or facility offered by an organization for the exclusive use of its employees and their family members is not subject to certain health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no sales solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; redefining the term “weights and measures” to exclude taximeters and digital networks; amending s. 531.61, F.S.; deleting certain taximeters from a permitting requirements for commercially operated or tested weights or measures instruments or devices; repealing s. 531.63(2)(g), F.S.; relating to maximum permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, of a brand must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the registration and renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; revising the license fees to obtain or renew such license; providing an effective date.

By the Committee on Banking and Insurance; and Senator Steube—

CS for SB 530—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; revising and providing definitions; revising criteria for prior authorization forms; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization in a specified manner; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization, except under certain circumstances; providing applicability; requiring such insurers or pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; providing definitions; requiring health insurers to publish on their websites and provide in writing to insureds a specified procedure to obtain protocol exceptions; specifying timeframes in which health insurers must authorize or deny protocol exception requests and respond to an appeal to a health insurer’s authorization or denial of a request; requiring authorizations or denials to specify certain information; providing circumstances in which health insurers must grant a protocol exception request; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 548—A bill to be entitled An act relating to the Comprehensive Case Information System; amending s. 28.2405, F.S.; requiring that the Comprehensive Case Information System be developed, operated, and maintained by the Florida Association of Court Clerks and Comptrollers, Inc., as agent of the clerks of the circuit court; specifying

the purpose of the system; providing that records obtained from a clerk of the circuit court or accessed through the system are official court records; specifying that clerks of the circuit court remain the official custodians of, and are responsible for, court records and other data submitted to the system by their respective offices; authorizing the association to transfer ownership and operation of the system to an intergovernmental authority created by the clerks of the circuit court pursuant to a specified act; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 552—A bill to be entitled An act relating to child support; creating the “Florida Responsible Parent Act”; amending s. 61.13016, F.S.; providing additional circumstances under which an obligor who fails to pay child support may avoid suspension of his or her driver license and motor vehicle registration; providing an effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senators Young and Latvala—

CS for CS for SB 554—A bill to be entitled An act relating to craft breweries; amending s. 561.221, F.S.; exempting certain vendors from specified delivery restrictions under certain circumstances; providing applicability; authorizing vendors licensed as manufacturers under ch. 561, F.S., to transfer malt beverages to certain restaurants with common ownership affiliations; amending s. 561.5101, F.S.; revising applicability; amending s. 561.57, F.S.; providing that certain manufacturers may transport malt beverages in vehicles owned or leased by certain persons other than the manufacturers; amending s. 563.022, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Campbell and Rodriguez—

CS for SM 572—A memorial to the Congress of the United States, urging Congress to recognize January 1 as “Haitian Independence Day,” the month of May as “Haitian American Heritage Month,” May 18 as “Haitian Flag Day,” and the month of June as “Caribbean American Heritage Month.”

By the Committee on Health Policy; and Senator Passidomo—

CS for SB 588—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; creating s. 401.253, F.S.; authorizing certain entities to report controlled substance overdoses to the Department of Health; defining the term “overdose”; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring the department to produce a quarterly report and share the data with specified entities; providing for use of such data; providing an effective date.

By the Committee on Judiciary; and Senators Brandes, Stargel, and Gibson—

CS for SB 590—A bill to be entitled An act relating to child support and parenting time plans; amending s. 409.2551, F.S.; stating legislative intent to encourage frequent contact between a child and each parent; amending s. 409.2554, F.S.; defining terms; amending s. 409.2557, F.S.; authorizing the Department of Revenue to establish parenting time plans agreed to by both parents in Title IV-D child support actions; amending s. 409.2563, F.S.; requiring the department to mail Title IV-D Standard Parenting Time Plans with proposed administrative support orders; providing requirements for including parenting time plans in certain administrative orders; creating s. 409.25633, F.S.; providing the purpose and requirements for Title IV-D Standard Parenting Time Plans; requiring the department to refer parents who do not agree on a parenting time plan to a circuit court; requiring the department to create and provide a form for a petition to establish a parenting time plan under certain circumstances; specifying that the parents are not required to pay a fee to file the petition; authorizing the department to adopt rules; amending s. 409.2564, F.S.;

authorizing the department to incorporate either an agreed-upon parenting time plan or a Title IV-D Standard Parenting Time Plan in a child support order; amending ss. 409.256 and 409.2572, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

By the Committee on Banking and Insurance; and Senator Garcia—

CS for SB 594—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; authorizing a licensee under the Florida Consumer Finance Act to charge, contract for, and receive a specified interest rate on certain loans; authorizing such licensee to make certain loans subject to certain conditions; defining the term “payment transfer”; specifying limitations for delinquency charges; revising a provision authorizing insufficient funds fees under certain circumstances; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Communications, Energy, and Public Utilities; and Senators Hutson, Young, and Broxson—

CS for CS for SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce reasonable rules or regulations with reference to the placing and maintaining across, on, or within the right-of-way limits of any road or publicly owned rail corridors under their respective jurisdictions any voice or data communications services lines or wireless facilities; providing a short title; defining terms; prohibiting a county or municipality having jurisdiction and control of the rights-of-way of any public road, referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require permit fees only under certain circumstances; requiring an authority to receive and process applications for permits and to issue such permits, subject to specified requirements; providing that height limitations do not apply to the placement of small wireless facilities on or before a specified date under certain circumstances; prohibiting an authority from requiring approval, fees, or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; requiring an authority to approve the collocation of small wireless facilities on authority utility poles, subject to certain requirements; providing requirements for rates, fees, and other terms related to authority utility poles; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities, from regulating any communications services, or from imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Steube—

CS for SB 616—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to temporarily surrender a weapon or firearm if the licensee approaches courthouse security or management personnel upon arrival and follow their instructions; defining the term “courthouse”; providing that inconsistent definitions are preempted to the Legislature; subjecting the persons or entities responsible for enacting, or causing the enforcement of, an inconsistent definition to specified penalties; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Steube—

CS for CS for SB 624—A bill to be entitled An act relating to body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies that permit law enforcement officers to wear body cameras to establish policies and procedures that include a provision permitting a law enforcement officer using a body camera to review body camera footage before taking certain actions; providing an exception; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Passidomo—

CS for CS for SB 660—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of final orders entered in bankruptcy cases; providing construction; providing applicability; providing an effective date.

By the Committee on Education; and Senator Bean—

CS for SB 668—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in the State Authorization Reciprocity Agreement (SARA) for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to propose an annual fee schedule and collect fees from Florida SARA institutions; requiring the proposed fee schedule to be submitted to the State Board of Education for approval; providing for deposit of such fees into a specified trust fund; authorizing the council to revoke a Florida SARA institution’s participation for noncompliance; authorizing such institution to withdraw from participation in the SARA after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the SARA; amending s. 1005.31, F.S.; authorizing the solicitation of prospective students for enrollment in certain postsecondary educational institutions; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy; and Senator Bean—

CS for CS for SB 674—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing that a certificate of nonviable birth must contain information as required by the Department of Health; authorizing the department to issue a certified copy of a certificate of nonviable birth to specified persons; providing that certain information included in nonviable birth records is confidential and exempt from public records requirements; requiring the department to authorize the issuance of a certified copy of a certificate of nonviable birth subject to certain conditions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senator Stargel—

CS for SB 682—A bill to be entitled An act relating to Medicaid managed care; amending s. 400.141, F.S.; requiring that nursing home facilities be prepared to provide confirmation within a specified timeframe to the Agency for Health Care Administration as to whether certain nursing home facility residents are candidates for certain services; amending s. 409.964, F.S.; providing that covered services for long-term care under the Medicaid managed care program are those specified in part IV of ch. 409, F.S.; deleting an obsolete provision; amending s. 409.965, F.S.; providing that certain residents of nursing facilities are exempt from participation in the long-term care managed care program; providing for application of the exemption; providing that eligibility for the Medicaid managed medical assistance program is not affected by such provisions; providing conditions under which the exemption does not apply; requiring the agency to confirm whether certain persons have been identified as candidates for home and community-based services; requiring a certain notice to the agency by nursing facility administrators; amending s. 409.967, F.S.; requiring the agency to impose fines and authorizing other sanctions for willful failure to comply with specified payment provisions; amending s. 409.979, F.S.;

providing that certain exempt Medicaid recipients are not required to receive long-term care services through the long-term care managed care program; amending s. 409.982, F.S.; revising parameters under which a long-term care managed care plan must contract with nursing homes and hospices; specifying that the agency must require certain plans to report information on the quality or performance criteria used in making a certain determination; providing effective dates.

By the Committee on Health Policy; and Senators Hutson and Passidomo—

CS for SB 694—A bill to be entitled An act relating to consolidation of Medicaid waiver programs; amending s. 409.904, F.S.; authorizing any state agency or department involved in providing health, social, or human services to make payments for medical assistance for certain persons diagnosed with Acquired Immune Deficiency Syndrome (AIDS); amending s. 409.906, F.S.; removing the Agency for Health Care Administration's ability to consolidate certain home and community-based services; amending s. 409.912, F.S.; deleting the requirement that the agency implement a Medicaid prescription drug management system; amending s. 409.979, F.S.; requiring that Medicaid recipients enrolled in certain home and community-based service Medicaid waivers be transitioned into the long-term care managed care program by January 1, 2018; requiring the agency to seek federal approval to terminate certain waiver programs once all eligible Medicaid recipients have transitioned into the long-term care managed care program; amending ss. 393.0661 and 409.968, F.S.; conforming cross-references; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senators Mayfield and Steube—

CS for CS for SB 738—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials supplied by governmental agencies are exempt from s. 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and limited service affiliates, as made by CS/SB 736, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Passidomo—

CS for SB 744—A bill to be entitled An act relating to community associations; amending s. 718.111, F.S.; revising reporting and record requirements; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the applicable fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member;

prohibiting a board member from voting via e-mail; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; authorizing an association to adopt rules for posting certain notices on a website; amending s. 719.107, F.S.; specifying certain services that are obtained pursuant to a bulk contract are deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; specifying requirements relating to the adoption of assessments; revising financial reporting requirements; amending s. 720.306, F.S.; providing elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Steube—

CS for SB 748—A bill to be entitled An act relating to the Florida Court Educational Council; amending s. 25.384, F.S.; specifying that the Court Educational Trust Fund shall be administered by the Florida Court Educational Council; deleting a provision requiring the council to provide an annual report; amending s. 25.385, F.S.; specifying the membership, voting procedures, and duties of the council; specifying the location of the council headquarters; requiring the council to submit an annual report concerning educational and training programs for judges and other personnel; providing for nonseverability; providing an effective date.

By the Committees on Communications, Energy, and Public Utilities; and Criminal Justice; and Senator Baxley—

CS for CS for SB 776—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of the manufacturing of a controlled substance in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; providing an effective date.

By the Committee on Transportation; and Senators Gainer and Rouson—

CS for SB 784—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.003, F.S.; defining the term "autocycle"; redefining the term "motorcycle"; conforming a cross-reference; amending ss. 316.2397 and 316.2398, F.S.; prohibiting vehicles or equipment from showing or displaying red and white lights while being driven or moved; authorizing firefighters to use or display red and white lights under certain circumstances; authorizing active volunteer firefighters to display red and white warning signals under certain circumstances; amending s. 316.302, F.S.; revising provisions relating to federal regulations to which owners and drivers of commercial motor vehicles are subject; terminating the maximum amount of a civil penalty for falsification of information on certain time records; deleting the requirement that a motor carrier maintain documentation of a driver's driving times throughout a duty period if the driver is not released from duty within a specified period; providing an exemption from specified rules and regulations for a person who operates a commercial motor vehicle with a declared gross vehicle weight, gross vehicle weight rating, and gross combined weight rating of less than a specified amount under certain circumstances; amending s. 316.3025, F.S.; conforming provisions to changes made by the act; amending s. 316.614, F.S.; redefining the term "motor vehicle"; prohibiting a person from operating an autocycle unless certain safety belt or child restraint device requirements are met; amending s. 320.01, F.S.; redefining the term "apportionable vehicle"; redefining the term "motorcycle"; amending s. 320.02, F.S.; requiring an application form for

motor vehicle registration to include language authorizing a voluntary contribution to be distributed to Preserve Vision Florida, rather than to Prevent Blindness Florida; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; authorizing a worn or damaged license plate to be replaced at no charge under certain circumstances; amending s. 320.0605, F.S.; authorizing presentation of electronic documentation of certain information to a law enforcement officer or agent of the department; providing construction; providing liability; revising information required in such documentation; amending s. 320.0607, F.S.; providing an exemption, beginning on a specified date, of a certain fee for vehicles registered under the International Registration Plan; amending s. 320.08056, F.S.; deleting the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates; conforming cross-references; repealing s. 320.08058(31), (57), (69), and (70), F.S., relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates, respectively; amending s. 320.08068, F.S.; requiring The Able Trust to distribute a specified percentage of annual use fees from motorcycle specialty license plates to Preserve Vision Florida, rather than to Prevent Blindness Florida; creating s. 320.0875, F.S.; providing for a motorcycle special 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; making technical changes; amending s. 320.133, F.S.; defining the term “transporter license plate eligible business”; providing that a person is not eligible to purchase or renew a transporter license plate unless he or she provides certain proof that his or her business is a transporter license plate eligible business; providing application and insurance requirements for qualification as a transporter license plate eligible business; authorizing the department to issue a transporter license plate to an applicant who is not a licensed dealer and is qualified as a transporter license plate eligible business, under certain circumstances; providing that a transporter license plate is valid only for use on an unregistered motor vehicle in the possession of the transporter, subject to certain requirements; providing a criminal penalty for a person who sells or unlawfully possesses, distributes, or brokers a transporter license plate to be attached to any vehicle; providing that transporter license plates are subject to cancellation by the department; providing a criminal penalty and disqualification from transporter license plate usage for a person who knowingly and willfully sells or unlawfully possesses, distributes, or brokers a transporter license plate to avoid registering a vehicle requiring registration, subject to certain requirements; providing recordkeeping requirements for a transporter license plate eligible business; providing a criminal penalty, cancellation of transporter license plates, and disqualification from future issuance of the plates for a violation of such recordkeeping requirements; requiring a transporter license plate issued under this section to be accompanied by registration and proof of insurance when attached to a motor vehicle; providing a criminal penalty and removal of the license plate for a person who fails to provide such documentation; providing an exemption to persons who contract with dealers and auctions to transport motor vehicles; conforming provisions to changes made by the act; providing that an initial registration or renewal issued under this section is valid for a specified period; requiring a license plate attached to a motor vehicle in violation of specified provision to be removed by a law enforcement officer and surrendered to the department by the law enforcement agency for cancellation; amending s. 321.25, F.S.; providing for reimbursement to the department of tuition and other course expenses for certain training under certain circumstances; defining the term “other course expenses”; authorizing the department to institute a civil action under certain circumstances; authorizing the department to waive a person’s requirement of reimbursement when the person terminates employment due to hardship or extenuating circumstances; amending s. 322.01, F.S.; conforming provisions to changes made by the act; amending s. 322.03, F.S.; authorizing a person to operate an autocycle without a motorcycle endorsement; amending s. 322.051, F.S.; revising eligibility for a “D” designation on an identification card to include posttraumatic stress disorder or traumatic brain injury; amending s. 322.08, F.S.; requiring an application form for an original, renewal, or replacement driver license or identification card to include language authorizing a voluntary contribution to Preserve Vision Florida, rather than to Prevent Blindness Florida; amending s. 322.091, F.S.; requiring the department to make available, upon request, a re-

port to each school district of certain information for each student whose driving privileges have been suspended under this section; amending s. 322.12, F.S.; requiring the tax collector to retain specified fees if a subsequent knowledge or skills test is administered by the tax collector; exempting the operation of an autocycle from certain examination requirements for licenses to operate motorcycles; amending s. 322.17, F.S.; providing for replacement of a stolen identification card at no charge, subject to certain requirements; amending s. 322.21, F.S.; deleting obsolete provisions; deleting a fee for certain specialty driver licenses or identification cards; providing disposition of specified fees for reinstatement of a driver license following a suspension, revocation, or disqualification when the reinstatement is processed by the department or the tax collector; requiring an applicant who submits an application for a renewal or replacement driver license or identification card to the department using a convenience service to be provided with an option for expedited shipping, subject to certain requirements; requiring a fee to be charged for the expedited shipping option, subject to certain requirements; providing for disposition of such fee; amending s. 322.61, F.S.; adding violations for texting or using a handheld mobile telephone while driving a commercial motor vehicle as specified offenses that, in certain circumstances, result in disqualification from operating a commercial motor vehicle for a specified period; amending ss. 212.05, 316.303, 316.545, 316.613, 320.08, and 655.960, F.S.; conforming cross-references; providing an effective date.

By the Committee on Banking and Insurance; and Senators Broxson and Mayfield—

CS for SB 800—A bill to be entitled An act relating to medication synchronization; creating s. 627.64196, F.S., and amending s. 641.31, F.S.; requiring health insurers and health maintenance organizations, respectively, which issue or deliver certain policies or contracts to offer medication synchronization to allow insureds and subscribers to align refill dates for certain drugs at least once in a plan year; requiring such insurers and health maintenance organizations to implement a process for aligning such dates; authorizing medical synchronization only through a network pharmacy; providing exceptions from partial filling for the purpose of aligning refill dates; requiring such insurers and health maintenance organizations to pay, except under certain circumstances, the full dispensing fee for a partial refill to align refill dates; requiring such insurers and health maintenance organizations to prorate certain cost-sharing obligations; providing applicability; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rouson—

CS for SB 850—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing certain business entities to join, solely for a specified purpose, self-insurance funds participated in by public housing authorities who hold ownership interests in or who participate in governing such entities; authorizing reinsurance companies to issue coverage directly to certain self-insuring entities organized by a public housing authority under certain circumstances; specifying that such entities are considered insurers under certain circumstances; requiring that reinsurance contracts issued to such entities receive the same tax treatment as contracts issued to insurance companies; revising construction; providing an effective date.

By the Committees on Regulated Industries; and Community Affairs; and Senators Brandes and Lee—

CS for CS for SB 860—A bill to be entitled An act relating to the Florida Building Code; amending s. 468.603, F.S.; revising and defining terms; amending s. 468.609, F.S.; creating an internship path to certification as an inspector or plans examiner; specifying requirements for the internship periods; requiring the board to authorize specified candidates for certification as building code inspectors or plans examiners to perform duties during a specified period after initial application, to apply for a 1-year provisional certificate under certain circumstances, and to apply for standard certification within a certain time before completing the internship period; deleting being newly hired or promoted as a condition for eligibility to qualify for a provisional certificate; requiring rulemaking; requiring the board to develop a form to transfer internship periods completed in other jurisdictions under certain circumstances; requiring the board to develop an electronic application for

standard certification for certain persons; authorizing persons to seek additional certifications if they meet certain requirements; conforming cross-references; amending s. 468.617, F.S.; specifying that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into a contract for the services of a building code administrator or building code official; amending s. 468.8313, F.S.; providing conditions for the department to review and approve certain examinations; amending s. 489.113, F.S.; providing that specified pool/spa contractors are not required to subcontract certain work relating to power wiring; requiring such contractors to subcontract all work requiring the installation, removal, replacement, or upgrading of a circuit breaker; providing applicability; amending s. 553.73, F.S.; requiring the Florida Building Commission to use the 6th and subsequent editions of the Florida Building Code as the foundation for the development of and updates to the code; requiring the commission to review, rather than update, the Florida Building Code every 3 years; deleting a provision that specifies how long amendments or modifications to the foundation remain effective; deleting provisions limiting the length of time that an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the foundation code if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.791, F.S.; revising the definition of the term “private provider”; conforming cross-references; amending ss. 471.045 and 481.222, F.S.; conforming cross-references; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rouson—

CS for SB 872—A bill to be entitled An act relating to consumer finance loans; creating s. 516.40, F.S.; establishing the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative findings and intent; creating s. 516.41, F.S.; defining terms; creating s. 516.42, F.S.; prohibiting a person from certain activities relating to program loans unless the person obtains a pilot program license from the office; providing criteria for participation in the pilot program; specifying application requirements and fees; providing for construction; specifying a renewal fee; providing that only one pilot program license is required for a person to make program loans; requiring that branch offices of a program licensee be licensed; specifying requirements and a fee for applications for a program branch office license; requiring program branch office licenses to be renewed biennially and specifying a branch office renewal fee; creating s. 516.43, F.S.; providing requirements for and limitations on program loans; requiring a program licensee to provide specified disclosures; authorizing licensees to provide certain documents in the language in which the loan was negotiated; requiring a program licensee to pay for certain translation costs incurred by the office; authorizing a program licensee to contract for and receive a specified nonrefundable origination fee from a borrower on a program loan; authorizing a program licensee to collect specified insufficient funds fees and delinquency charges; requiring a program licensee to provide specified credit education to a borrower before disbursing program loan proceeds; requiring a program licensee to report borrowers’ payment performance to at least one specified consumer reporting agency and provide borrowers with the names of such agencies; prohibiting the office from approving a person for the program before the person is accepted as a data furnisher by a consumer reporting agency; requiring a program licensee to underwrite each program loan; prohibiting a program licensee from making a program loan under certain circumstances; providing required and authorized procedures for a program licensee to determine a borrower’s ability and willingness to repay the program loan; prohibiting a program licensee from requiring certain waivers from a borrower or from certain acts against a borrower who refuses certain waivers; providing for applicability and construction; creating s. 516.44, F.S.; requiring arrangements between a program licensee and a referral partner to be specified in a written agreement; providing requirements for such agreement; specifying authorized services for referral partners; providing requirements for a referral partner who accepts loan payments from a borrower; providing for construction; prohibiting specified activities by a referral partner; requiring a referral partner to provide a

specified notice to an applicant for a program loan and certain assistance to the applicant under certain circumstances; specifying requirements, limitations, and prohibitions for the compensation of a referral partner by a program licensee; requiring a program licensee to provide a specified notice to the office after entering into a contract with a referral partner; requiring a referral partner to provide written notice to the program licensee of certain information within a specified time; specifying the program licensee’s responsibility for acts of its referral partner; requiring a program licensee to pay a specified fee to the office to file a referral partner notice; requiring rulemaking by the Financial Services Commission; creating s. 516.45, F.S.; requiring the office to examine program licensees at specified intervals beginning on a specified date; providing an exception; requiring program licensees to pay the cost of examinations; authorizing the office to maintain an action for recovery of the cost; authorizing a method to determine the cost of examinations; providing a recordkeeping requirement for program licensees and referral partners; providing that a program licensee is subject to certain disciplinary action for certain violations; authorizing the office to take certain disciplinary actions; requiring rulemaking by the commission; creating s. 516.46, F.S.; requiring a program licensee to file a specified annual report with the office beginning on a certain date; requiring the office to post a report to its website summarizing the use of the program by a certain date; specifying information to be contained in the office’s report; providing for conditional future repeal of the program; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Powell—

CS for CS for SB 886—A bill to be entitled An act relating to public records; creating s. 397.6760, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding substance abuse impaired persons; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Stargel—

CS for SB 928—A bill to be entitled An act relating to water protection and sustainability; creating the “Heartland Headwaters Protection and Sustainability Act”; creating s. 373.462, F.S.; providing legislative findings and a declaration of important state interest; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative, in coordination with its member county and municipal governments, to prepare a comprehensive annual report on certain water resource projects within its members’ jurisdictions; specifying requirements for such report; specifying to whom such report must be submitted; requiring the Polk Regional Water Cooperative, in coordination with appropriate water management districts, to submit an annual status report on projects receiving priority state funding; requiring that such report be included in specified annual reports; amending s. 212.055, F.S.; authorizing local government infrastructure surtax proceeds to be allocated to regional water supply authorities under certain conditions; providing an effective date.

By the Committee on Education; and Senator Powell—

CS for SB 978—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; authorizing the use of credits earned upon completion of a registered apprenticeship or preapprenticeship to satisfy specified high school graduation credit requirements; requiring that the State Board of Education approve and identify apprenticeship and preapprenticeship programs for such purpose; providing an effective date.

By the Committee on Criminal Justice; and Senators Perry, Rouson, and Bradley—

CS for SB 1002—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; creating s. 893.015, F.S.; specifying the chapter's purpose; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; specifying that ioflupane (123I) is not included in Schedule II of the standards and schedules of controlled substances; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Powell and Bracy—

CS for SB 1062—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for injunctions for protection against domestic violence, repeat violence, dating violence, sexual violence, stalking, or cyberstalking which are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1068—A bill to be entitled An act relating to sentencing; amending s. 921.002, F.S.; specifying requirements for sentencing and appeals of sentences for offenses committed on or after a certain date; authorizing upward departures of sentences under certain circumstances; amending s. 921.0024, F.S.; providing applicability; creating requirements for permissible sentences for nonstate prison sanctions and state prison sanctions; authorizing a judge to depart from the guidelines under certain circumstances; prohibiting departure sentences under certain circumstances; creating s. 921.00261, F.S.; providing applicability; defining the term "upward departure sentence"; specifying requirements for imposing an upward departure sentence; providing a circumstance under which a sentence is subject to appellate review; providing aggravating circumstances under which an upward departure sentence is reasonably justified; amending s. 924.06, F.S.; authorizing a defendant to appeal a sentence outside a specified range; amending s. 924.07, F.S.; authorizing the state to appeal a sentence outside a specified range; creating s. 950.021, F.S.; authorizing a court to sentence certain offenders to a term in county jail for up to 24 months if the offender meets specified criteria and if the county has a contract with the Department of Corrections; providing contractual requirements; requiring specific appropriations; providing for such appropriations; requiring validation of per diem rates; reenacting s. 958.04(3), F.S., relating to judicial disposition of youthful offenders, to incorporate the amendments made to ss. 924.06 and 924.07, F.S. in references thereto; providing an effective date.

By the Committee on Banking and Insurance; and Senator Garcia—

CS for SB 1078—A bill to be entitled An act relating to international financial institutions; amending s. 663.01, F.S.; extending the expiration date of the term "international trust entity"; amending s. 663.041, F.S.; extending the expiration date of a moratorium on the Office of Financial Regulation's enforcement of licensing requirements for certain organizations or entities under certain circumstances; repealing s. 3 of chapter 2016-192, Laws of Florida, relating to the repeal of the definition of the term "international trust entity" and to the moratorium on the office's enforcement of certain licensing requirements; providing an effective date.

By the Committee on Transportation; and Senator Garcia—

CS for SB 1086—A bill to be entitled An act relating to the transportation disadvantaged; amending s. 427.0155, F.S.; authorizing community transportation coordinators, in cooperation with the coordinating board, to plan for and use regional fare payment systems under certain circumstances which enhance cross-county mobility for specified purposes for certain persons who are unable to transport themselves or to purchase transportation; amending s. 427.0157, F.S.; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include regional fare payment systems, when available, which enhance cross-county mobility for specified purposes for such persons; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Perry—

CS for SB 1104—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; revising definitions; defining the terms "gasification," "post-use polymer," "pyrolysis," and "pyrolysis facility"; amending s. 403.7045, F.S.; providing that certain pyrolysis facilities are exempt from certain resource recovery regulations; conforming a cross-reference; amending s. 403.7046, F.S.; authorizing recovered materials dealers to use pyrolysis facilities for recovered materials processing; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Artiles—

CS for SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding an exemption from public records requirements for the personal identifying and location information of certain firefighters and their spouses and children to include the personal identifying and location information of former firefighters and their spouses and children, and the names of spouses and children of current and former firefighters; specifying the application of s. 24(a), Article I of the State Constitution to the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Transportation; and Senators Gainer and Rouson—

CS for SB 1118—A bill to be entitled An act relating to transportation; amending s. 316.545, F.S.; providing for the calculation of fines for unlawful weight and load for a vehicle fueled by natural gas; requiring the vehicle operator to present a certain written certification upon request by a weight inspector or law enforcement officer; prescribing a maximum actual gross vehicle weight for vehicles fueled by natural gas; providing applicability; amending s. 335.074, F.S.; requiring bridges on public transportation facilities to be inspected for certain purposes at regular intervals as required by the Federal Highway Administration; amending s. 337.11, F.S.; increasing the allowable amount for contracts for construction and maintenance which the Department of Transportation may enter into, in certain circumstances, without advertising and receiving competitive bids; amending s. 338.227, F.S.; providing that certain bonds are not required to be validated but may be validated at the option of the Division of Bond Finance; providing filing, notice, and service requirements for complaints and circuit court orders concerning such validation; amending s. 339.135, F.S.; providing an additional exception related to the amendment of adopted work programs when an emergency exists; amending s. 339.2405, F.S.; replacing the Florida Highway Beautification Council within the department with the Florida Highway Beautification Grant Program; providing the purpose of the program; providing duties of the department, including the establishment of rules related to grant requests; conforming provisions to changes made by the act; amending s. 343.52, F.S.; defining the term "department"; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into, extending, or renewing certain contracts or other agreements without the department's prior review and written approval if such contracts or agreements may be funded with funds provided by the department; amending s. 343.58, F.S.; prohibiting specified funds provided to the authority by

the department from being committed by the authority without the prior review and written approval by the department of the authority's expenditures; deleting requirements relating to notification by the authority to the department of a proposed procurement or of a renewal of any existing contract that will rely on state funds for payment; requiring the authority to promptly provide the department any documentation or information, in addition to the proposed annual budget, which is required by the department for its evaluation of the proposed uses of state funds; prohibiting certain funding from being provided to the authority by the department until the authority terminates a Notice of Intent of Contract Award for a specified request for proposal; requiring the authority, before entering into a new contract for the services that were the subject of such request for proposal, to obtain the department's written approval of all terms and conditions of the new procurement and contract for such services; amending s. 215.82, F.S.; conforming a provision to changes made by the act; amending s. 343.53, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senator Book—

CS for SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Department of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Recommended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state's screening program within a specified period after its addition to the federal panel; providing an effective date.

By the Committee on Health Policy; and Senator Montford—

CS for SB 1144—A bill to be entitled An act relating to laboratory screening; amending s. 381.004, F.S.; clarifying that certain requirements related to the reporting of positive HIV test results to county health departments apply only to testing performed in a nonhealth care setting; amending s. 381.0202, F.S.; authorizing the Department of Health to perform laboratory testing for other states; amending s. 381.983, F.S.; redefining the term "elevated blood-lead levels"; amending s. 381.984, F.S.; revising requirements of a public information initiative on lead-based-paint hazards; revising requirements on the distribution of information on childhood lead poisoning developed by the State Surgeon General or his or her designee; amending s. 381.985, F.S.; revising requirements for the State Surgeon General's program for early identification of persons at risk of having elevated blood-lead levels; requiring the department to maintain records showing elevated blood-lead levels; requiring that health care providers report to the individual who was screened the results that indicate elevated blood-lead levels; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests to certain individuals; requiring the department to promote the availability of services to promote detection of genetic conditions; clarifying that the membership of the Genetics and Newborn Screening Advisory Council must include one member each from four of the medical schools in this state; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Broxson—

CS for SB 1146—A bill to be entitled An act relating to representation by the Public Counsel; amending s. 350.0611, F.S.; authorizing the Public Counsel to provide representation in proceedings of municipal and other government water and wastewater utilities; authorizing the Public Counsel to represent customers living outside the jurisdictional boundaries of a local government water and wastewater utility in ratesetting proceedings; providing an effective date.

By the Committee on Health Policy; and Senator Montford—

CS for SB 1206—A bill to be entitled An act relating to the rights and responsibilities of patients; amending s. 381.026, F.S.; requiring health care facilities and providers to authorize patients to bring in any person of the patients' choosing to specified areas of the facilities or providers' offices under certain circumstances; requiring health care facilities and

providers to include such authorization as an additional patient standard in the statement of rights and responsibilities made available to patients by health care providers; providing an effective date.

By the Committee on Education; and Senators Lee, Mayfield, Steube, Hutson, Artilles, and Bean—

CS for SB 1210—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; revising the term "adequate instructional materials"; defining terms; requiring each district school board to adopt a process allowing parents or residents of the county to object to the use of specific instructional materials based on specified criteria; requiring the process to include a right to appeal a school district decision; specifying the appeal process; deleting a provision relating to the finality of the school board's decision under certain circumstances; requiring that district school boards provide parents and residents of the county access to certain materials under certain circumstances; amending s. 1006.283, F.S.; revising the requirements for school boards that adopt rules for the implementation of the district's instructional materials program; conforming provisions to changes made by the act; amending s. 1006.31, F.S.; revising the standards that an instructional materials reviewer shall use; amending s. 1006.40, F.S.; revising requirements for use of the instructional materials allocation; revising the types of instructional materials for which a district school board is responsible; revising applicability; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Passidomo—

CS for SB 1224—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.0962, F.S.; defining terms; providing an exemption from public records requirements for a public postsecondary educational institution's campus emergency response plan when held by specified custodial agencies; providing for retroactive application; authorizing disclosure of exempt information under specified circumstances; providing an exemption from public meetings requirements for any portion of a public meeting at which certain components of a campus emergency response plan are discussed; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Regulated Industries; and Senator Brandes—

CS for SB 1272—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; defining the term "low-income individual"; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an appropriation; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Baxley—

CS for SB 1288—A bill to be entitled An act relating to recovered materials; amending s. 403.703, F.S.; revising the definition of "recovered materials" to include certain wood, asphalt, and concrete materials; providing an effective date.

By the Committee on Banking and Insurance; and Senator Garcia—

CS for SB 1298—A bill to be entitled An act relating to mortgage lending; amending s. 494.001, F.S.; revising the definition of the term “mortgage loan”; amending s. 494.00115, F.S.; providing a definition for the term “hold himself or herself out to the public as being in the mortgage lending business”; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Garcia and Broxson—

CS for SB's 1318 and 1454—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; revising the entities responsible for screening, employing, and terminating child protection team medical directors to include the Statewide Medical Director for Child Protection; revising the term “district medical director” to “child protection team medical director”; revising references to subdivisions of the state from “districts” to “circuits”; revising the required board certifications for child protection team medical directors and reviewing physicians; revising the timeframe in which child protection team medical directors must obtain certification; requiring Children’s Medical Services to convene a task force to develop a protocol for forensic interviewing of children suspected of having been abused; specifying membership of the task force; requiring Children’s Medical Services to develop, maintain, and coordinate one or more sexual abuse treatment programs; amending s. 39.3031, F.S.; requiring the Department of Health, in consultation with the Department of Children and Families, to adopt rules regarding sexual abuse treatment programs; amending ss. 458.3175, 459.0066, and 827.03, F.S.; revising provisions regarding expert testimony provided by certain entities to include criminal cases involving child abuse and neglect, dependency cases, and cases involving sexual abuse of a child; providing an effective date.

By the Committee on Health Policy; and Senator Garcia—

CS for SB 1324—A bill to be entitled An act relating to hair restoration or transplant; creating ss. 458.352 and 459.027, F.S.; defining the term “hair restoration or transplant”; prohibiting a person who is not licensed under ch. 458, F.S., or ch. 459, F.S., or certified under s. 464.012, F.S., from performing a hair restoration or transplant or making incisions for the purpose of performing a hair restoration or transplant; providing construction; providing an effective date.

By the Committee on Judiciary; and Senator Stargel—

CS for SB 1330—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115, F.S.; specifying that concealed weapon and concealed firearm licenses are not prohibited by specified laws from carrying such weapons or firearms on private school property under a specified circumstance; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Book—

CS for SB 1338—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; providing an exemption from sovereignty submerged lease fees for grandfathered private residential multifamily docks; amending s. 327.02, F.S.; defining terms; revising the definition of the term “live-aboard vessel”; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing that vessels without an effective means of propulsion are at risk of becoming derelict under certain conditions; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to anchoring of vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting anchoring or mooring of vessels and floating structures in certain areas; providing exceptions and penalties; authorizing the commission to adopt rules; amending s. 327.46, F.S.; providing for boating-restricted areas to protect seagrasses on privately owned submerged lands upon application by the owner and commission approval; authorizing the commission to adopt rules; defining the term “seagrass”; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations for sewage disposal by certain vessels and floating structures; requiring

local governments with requirements for sewage disposal to provide adequate sewage pumpout services; requiring the commission to review such requirements and make certain determinations; authorizing the commission to adopt rules; providing applicability; authorizing local governments to remove certain abandoned or lost vessels; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring where prohibited; amending s. 327.73, F.S.; providing penalties for anchoring or mooring where prohibited; amending s. 328.09, F.S.; prohibiting the issuance of certificate of title for derelict vessels; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of a vessel with an expired registration; amending s. 705.103, F.S.; providing an exception for certified mail for a derelict vessel; providing an effective date.

By the Committee on Health Policy; and Senators Powell, Passidomo, and Baxley—

CS for SB 1406—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; directing the agency to adopt rules governing such criteria and the development of certain electronic forms to provide reports to the Department of Health; creating s. 395.30381, F.S.; requiring stroke centers to provide certain information to the department; requiring the department to establish a statewide stroke registry; providing immunity from liability under certain circumstances; requiring the department to adopt rules; amending s. 395.3041, F.S.; conforming a provision and deleting obsolete dates; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Broxson—

CS for SB 1438—A bill to be entitled An act relating to aquifer replenishment; amending s. 403.087, F.S.; authorizing the Department of Environmental Protection to include certain additional conditions on permits issued for projects that involve underground injection of reclaimed water or other water resources; providing applicability; creating s. 403.0878, F.S.; authorizing the department to adopt rules establishing voluntary facility classifications and associated operator licensing requirements for certain water treatment facilities; providing an effective date.

By the Committee on Transportation; and Senator Broxson—

CS for SB 1442—A bill to be entitled An act relating to fee and surcharge reductions; amending s. 113.01, F.S.; deleting the fee for a commission of an elected officer by the Governor; amending s. 206.41, F.S.; deleting the fee for a claim for refund of the tax on motor fuel; amending s. 212.18, F.S.; deleting a registration fee for certain dealers or businesses; amending s. 319.32, F.S.; exempting a surviving spouse from the fee to transfer a motor vehicle title; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word “Veteran” to an identification card or driver license; amending s. 322.21, F.S.; exempting veterans from the fee for an original commercial driver license; exempting certain persons from the fee for an identification card; amending s. 455.271, F.S.; revising provisions relating to imposition and amount of a delinquency fee for licensees regulated by the Department of Business and Professional Regulation; amending s. 488.03, F.S.; reducing fees for application, licensure, and renewal of licensure to operate a driver school; amending s. 553.721, F.S.; reducing the amount of the surcharge assessed by the department on Florida Building Code permit fees; amending ss. 1012.56 and 1012.59, F.S.; eliminating the application fee and the fees for certain examinations for an initial Florida Professional Educator’s Certificate beginning in a specified fiscal year; waiving the fee for one subject area examination for an initial Florida Professional Educator’s Certificate beginning in a specified fiscal year; eliminating the fee for renewing a Florida Professional Educator’s Certificate for a certified teacher employed at a Florida public school beginning in a specified fiscal year; providing specified provisions are subject to certain funding; amending ss. 15.09, 212.0596, and 319.28, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committee on Transportation; and Senator Book—

CS for SB 1452—A bill to be entitled An act relating to taximeters; amending s. 531.37, F.S.; revising the definition of the term “weights and measures”; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; providing an effective date.

By the Committee on Ethics and Elections; and Senator Rader—

CS for SB 1494—A bill to be entitled An act relating to write-in candidate qualifying; repealing s. 99.0615, F.S., relating to write-in candidate residency requirements; repealing a requirement that all write-in candidates must reside within the district represented by the office sought at the time of qualification; providing an effective date.

By the Committee on Agriculture; and Senators Perry, Hutson, Broxson, and Grimsley—

CS for SB 1536—A bill to be entitled An act relating to agricultural practices; amending s. 212.08, F.S.; increasing the portion of the sales price for certain farm trailers that is exempt from the sales and use tax; exempting certain animal and aquaculture health products, fencing materials, and oxygen products from sales, rental, use, consumption, distribution, and storage taxes; amending s. 320.08, F.S.; revising the circumstances under which a truck tractor or heavy truck engaged in transporting certain agricultural or horticultural products is eligible for a restricted license plate for a fee; amending s. 487.041, F.S.; deleting a requirement that registrants pay a supplemental fee for pesticides that contain an active ingredient for which the United States Environmental Protection Agency has established a food tolerance limit; conforming provisions to changes made by the act; deleting obsolete provisions; amending s. 801.011, F.S.; deleting an obsolete provision; making technical changes; providing effective dates.

By the Committee on Governmental Oversight and Accountability; and Senator Brandes—

CS for SB 1540—A bill to be entitled An act relating to the Department of Management Services; amending s. 255.249, F.S.; revising requirements for department rules regarding terms and conditions in lease agreements in which the state is the lessee; authorizing the department to waive inclusion of a clause in a lease agreement if certain conditions are met; providing for construction; amending s. 287.057, F.S.; creating the Statewide Procurement Efficiency Task Force within the department; specifying the purpose and membership of the task force; providing meeting requirements; providing for administrative and technical support of the task force; providing that task force members shall serve without compensation or reimbursement of expenses; requiring the task force to submit a report to the Governor and the Legislature by a certain date; providing for the termination of the task force; requiring the department to prepare a plan regarding the centralized management of state-owned motor vehicles; requiring the department to submit the plan to the Governor and the Legislature by a specified date; prescribing requirements for the plan; requiring the department to conduct certain evaluations while developing the plan; providing an effective date.

By the Committee on Judiciary; and Senator Young—

CS for SB 1554—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be

deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust’s trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim for breach of trust or commence the running of a period of limitations or laches; providing intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term “delivery of notice”; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; providing effective dates.

By the Committee on Transportation; and Senator Garcia—

CS for SB 1562—A bill to be entitled An act relating to expressway authorities; providing a short title; amending s. 348.0004, F.S.; providing applicability; requiring toll increases by authorities in certain counties to be justified by an independent study by a third party; providing that such authorities may only increase tolls to the extent necessary to adjust for inflation pursuant to a certain procedure for toll rate adjustments; requiring toll increases to be approved by a vote of the expressway authority boards; limiting the amount of toll revenues such authorities may use for administrative expenses; requiring a certain minimum distance between main through-lane tolling points on transportation facilities constructed after a specified date, subject to a certain restriction; providing applicability; conforming a cross-reference; requiring authorities in certain counties to reduce toll charges by a specified amount at the time that any toll is incurred for certain Sun-Pass registrants; prohibiting authorities in certain counties from imposing additional requirements for receipt of the reduced toll amount; creating s. 348.00115, F.S.; requiring authorities in certain counties to post certain information on a website; defining the term “contract”; providing an effective date.

By the Committee on Transportation; and Senator Garcia—

CS for SB 1570—A bill to be entitled An act relating to express lanes; amending s. 338.166, F.S.; requiring the Department of Transportation to ensure reasonable and practicably feasible entry and exit points on its express lanes and to undertake efforts to expand reasonable and practicably feasible entry and exit points for certain purposes; prohibiting a toll from being charged on express lanes under certain cir-

circumstances; providing for measurement of the average speed of vehicles; amending s. 338.2216, F.S.; requiring the Florida Turnpike Enterprise to ensure reasonable and practicably feasible entry and exit points on its express lanes and to undertake efforts to expand reasonable and practicably feasible entry and exit points for certain purposes; requiring a toll charged to be the same for the use of express and general toll lanes under certain circumstances; providing for measurement of the average speed of vehicles; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Latvala—

CS for SB 1588—A bill to be entitled An act relating to military and veteran support; amending s. 83.683, F.S.; requiring landlords, condominium associations, cooperative associations, and homeowners' associations that require a servicemember's spouse or certain adult dependents to submit a rental application to complete the processing of the application of within a specified timeframe; amending s. 295.187, F.S.; requiring the Department of Veterans' Affairs to create a website to streamline the procedure for businesses applying for certification as a veteran business enterprise; amending s. 454.021, F.S.; authorizing the Supreme Court to admit on motion a bar applicant who is the spouse of a servicemember stationed in this state under certain circumstances; amending s. 1012.56, F.S.; requiring the Department of Education to expedite the processing of an application for educator certification submitted by a spouse of a servicemember stationed in this state; requiring the State Board of Education to adopt rules regarding extending validity of a temporary certificate if the applicant is a spouse of a servicemember stationed in this state; providing legislative findings and intent regarding continuing education for veterans of the United States Armed Forces; providing legislative intent to require collaboration between the State Board of Education and the Board of Governors of the State University System in achieving specified goals regarding educational opportunities for veterans; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Latvala, Hutson, and Mayfield—

CS for SB 1590—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management

plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing effective dates.

By the Committee on Banking and Insurance; and Senators Young and Broxson—

CS for SB 1600—A bill to be entitled An act relating to viatical settlement contracts; amending s. 626.9911, F.S.; defining the terms "fraudulent viatical settlement act" and "stranger-originated life insurance practice" for purposes of provisions relating to the Viatical Settlement Act; amending ss. 626.9924 and 626.99245, F.S.; conforming cross-references; amending s. 626.99275, F.S.; providing additional prohibited acts related to viatical settlement contracts; amending s. 626.99287, F.S.; extending the period in which viatical settlement contracts are void and unenforceable; revising conditions and requirements in which viatical settlement contracts entered into within a specified time period are valid and enforceable; deleting provisions related to the transfer of insurance policies or certificates to viatical settlement providers; creating s. 626.99289, F.S.; providing that certain contracts, agreements, arrangements, or transactions relating to stranger-originated life insurance practices are void and unenforceable; creating s. 626.99290, F.S.; authorizing a life insurer to contest policies obtained through such practices; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Farmer—

CS for SB 1624—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 1626—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and accept funds, grants, gifts, and services from various governmental entities or any other public or private source for a specified purpose; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the Office of the Attorney General for security services upon request of the Attorney General; amending s. 501.203, F.S.; redefining the term "violation of this part"; amending s. 501.204, F.S.; revising legislative intent; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert the rights of certain qualified beneficiaries in judicial proceedings; amending s. 736.1201, F.S.; defining the term "delivery of notice"; deleting the term "state attorney"; amending s. 736.1205, F.S.; requiring a trustee to provide a specified notice to the Attorney General rather than the state attorney; amending s. 736.1206, F.S.; revising the conditions under which a trustee may amend the governing instrument of a specified charitable trust to comply with specified provisions of ch. 736, F.S.; amending s. 736.1207, F.S.; conforming a term; amending s. 736.1208, F.S.; revising the manner in which delivery of a release is accomplished; conforming provisions to changes made by the act; amending s. 736.1209, F.S.; revising requirements for a trustee of a specified trust who elects to be operated exclusively for the benefit of, and be supervised by, the specified public charitable organization or organizations; amending s. 896.101, F.S.; amending the term "monetary instruments"; defining the term "virtual currency"; amending s. 960.03, F.S.; revising definitions; amending s. 960.16, F.S.; providing an exception to a subrogation requirement for awards; creating s. 960.201, F.S.; defining terms; authorizing the Department of Legal Affairs to award the surviving family of members of an emergency responder who is killed under specified circumstances up to a specified amount; specifying requirements to determine the award amount; requiring apportionment of the award among several claimants under certain circumstances; requiring an award to be reduced or denied by the department under certain circumstances; authorizing rulemaking; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Campbell—

CS for SB 1654—A bill to be entitled An act relating to the Florida Kidcare program; establishing the Kidcare Operational Efficiency and Health Care Improvement Workgroup as a task force administratively housed in the Department of Health to maximize the return on investment and enhance the operational efficiencies of the Florida Kidcare program; providing program duties and membership; requiring a report to the Governor and Legislature; providing for expiration of the workgroup; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt national hospice outcome measures by a specified date and to make such measures available to the public; creating s. 400.6096, F.S.; authorizing certain hospice personnel to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposal of certain prescribed controlled substances to establish policies, procedures, and systems for the disposal; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; amending s. 400.611, F.S.; requiring a hospice to maintain an up-to-date interdisciplinary record of care; revising the patient records retention period; providing for the confidentiality of the interdisciplinary record of patient care; specifying to whom and under what conditions a hospice may release a patient’s interdisciplinary record of care; defining a term; requiring a hospice to release patient statistical data to certain agencies; specifying that information from patient records is confidential and exempt from certain provisions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Rules.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 924—A bill to be entitled An act relating to children’s initiatives; amending s. 409.147, F.S.; creating the Tampa Sulphur Springs Neighborhood of Promise Success Zone within the City of Tampa in Hillsborough County and the Overtown Children and Youth Coalition within the City of Miami in Miami-Dade County; providing for the projects to be managed by corporations not for profit that are not subject to control, supervision, or direction by any department of the state; providing legislative intent; requiring the corporations to be subject to state public records and public meeting requirements and to requirements for the procurement of commodities and contractual services; providing that the success zone and the coalition are designed to encompass areas large enough to include certain components but small enough to allow programs and services to reach participants; providing implementation of the coalition and the success zone; providing an effective date.

—was referred to the Committees on Community Affairs; and Rules.

By the Committee on Criminal Justice; and Senators Perry, Rouson, and Bradley—

CS for SB 1002—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; creating s. 893.015, F.S.; specifying the chapter’s purpose; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; specifying that ioflupane (123I) is not included in Schedule II of the standards and schedules of controlled substances; providing an effective date.

—was referred to the Committees on Judiciary; and Rules.

By the Committee on Health Policy; and Senator Book—

CS for SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Department of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Recommended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state’s screening program within a specified period after its addition to the federal panel; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Regulated Industries; and Senator Brandes—

CS for SB 1272—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant’s initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; defining the term “low-income individual”; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an appropriation; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By the Committee on Agriculture; and Senators Bean and Baxley—

CS for SB 1592—A bill to be entitled An act relating to small food retailers; creating s. 595.430, F.S.; establishing the Healthy Food Assistance Program within the Department of Agriculture and Consumer Services; providing a purpose; requiring the Office of Program Policy Analysis and Government Accountability to conduct an independent study evaluating the program’s policy impact; providing for future repeal and legislative review; creating s. 595.431, F.S.; providing definitions; creating s. 595.432, F.S.; requiring the department to develop guidelines and administer the program; providing department duties and responsibilities; providing for funding; creating s. 595.433, F.S.; providing duties and responsibilities of program administrators; exempting program administrators from provisions relating to state procurement of certain property and services; repealing s. 500.81, F.S., relating to the Healthy Food Financing Initiative; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

**MESSAGES FROM THE GOVERNOR AND
OTHER EXECUTIVE COMMUNICATIONS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION
BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Electrical Contractors’ Licensing Board	
Appointee: Vilkoski, Eric, Bradenton	10/31/2018

Office and Appointment

Board of Medicine
 Appointee: Rosenberg, Steven, Palm Beach 10/31/2019

Referred to the Committee on Ethics and Elections.

Office and Appointment

Board of Trustees, Florida State University
 Appointee: Alvarez, Maximo, Doral 01/06/2021

Board of Trustees, Florida Gulf Coast University
 Appointee: Priddy, Russell A., Immokalee 01/06/2021

Referred to the Committees on Education; and Ethics and Elections.

Office and Appointment

Investment Advisory Council
 Appointee: Collins, Peter H., Tampa 12/31/2021

Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 23 was corrected and approved.

*For Term
Ending*

*For Term
Ending*

*For Term
Ending*

CO-INTRODUCERS

Senators Baxley—SB 926; Bradley—SB 1002; Braynon—SB 78, CS for SB 196; Broxson—SB 1600; Campbell—CS for SB 328; Clemens—CS for SB 196; Farmer—CS for SB 196; Gibson—SB 590; Latvala—SB 508; Mayfield—CS for SB 144; Passidomo—SB 694; Perry—CS for CS for SB 398, SB 750, SB 926; Rodriguez—SM 572; Stargel—SB 78; Stewart—CS for SB 1590

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 4:43 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 30 or upon call of the President.

SENATE PAGES

March 27-31, 2017

HaLi Braynon, North Miami; Ethan Cary, Tallahassee; Brishauna Conner, Greenville; Christina Daughtry, West Palm Beach; Lucie Flowers, Tallahassee; Evan Gough, Live Oak; Garrett Graham, Tallahassee; Marissa Mariner, Tallahassee; Elizabeth Moore, Lutz; Airyel Ogden, Margate; Cole Perkins, Tallahassee; Angel Rivera, Live Oak; Devon Speicher, Live Oak; Greg Unke, Live Oak; Connor Warmuth, St. Augustine



Journal of the Senate

Number 8—Regular Session

Thursday, March 30, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—38:

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Donny Bennett, an employee with the Office of the Senate Sergeant at Arms:

My mother left a quote in her Bible that read, “Lord, give my sons humility so that they may understand the simplicity of true greatness and from where it comes.”

Dear Heavenly Father, as we come to you today, we seek guidance, we seek understanding, and sometimes, we just need someone to cry out to. From the wealthiest person to the poorest person, from the wonderful people of this great state, to the great people all around the world, we are all going through something.

Lord, you didn’t say, “Sit at the door of Jericho and watch.” You said, “March around it!” You didn’t say, “Watch me work.” You said, “Get out there, make a difference, and love one another.” Lord, give us strength to put one foot in front of the other and to push through those times when we feel we can’t go any further.

I pray that we stay faithful and we realize in this process the power of grace and forgiveness. Let us all remember, at the end of the day, as long as we put God first in every decision we make, we will have an opportunity to be a shining light for someone that is battling in the

dark. We love you and we thank you for all the many blessings in our lives. Everyone said, “Amen.”

PLEDGE

Senate Pages, Ethan Cary of Tallahassee; Brishauna Conner of Greenville; Christina Daughtry of West Palm Beach; and Elizabeth Moore of Lutz, 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. Greg Williams of Tallahassee, sponsored by Senator Montford, as the doctor of the day. Dr. Williams specializes in family practice.

ADOPTION OF RESOLUTIONS

At the request of Senator Passidomo—

By Senator Passidomo—

SR 1792—A resolution recognizing the month of March 2017 as “Women’s History Month” in Florida.

WHEREAS, women have made historic contributions to the growth and strength of this state in countless recorded and unrecorded ways, and

WHEREAS, women have played, and continue to play, a critical economic, cultural, and social role in every sphere of life by constituting a significant portion of the labor force working inside and outside the home, and

WHEREAS, women have played a unique role throughout the history of the nation through continual, active participation in the volunteer labor force and were particularly important in the establishment of early charitable, philanthropic, and cultural institutions, and

WHEREAS, women of every race, class, and ethnic background served as early leaders in the forefront of major progressive movements to improve society, and

WHEREAS, women have been leaders, not only in securing the right to vote and pursuing equal opportunity, but in the abolitionist movement, the industrial labor movement, the civil rights movement, the environmental justice movement, and other social justice campaigns, especially the peace movement, creating a more fair and just society for all, and

WHEREAS, in recognition of the contributions of women, Congress has passed a resolution each year since 1987 designating the month of March as “Women’s History Month,” and

WHEREAS, the month of March presents special opportunities to celebrate the wisdom and tenacity of generations of women who have come before us and those who will follow, and to acknowledge the courage, determination, and steadfastness needed to move history forward, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That March 2017 is recognized as “Women’s History Month” in Florida, and the residents of this state are encouraged to celebrate this and every observance of Women’s History Month by participating in

programs, ceremonies, and activities to foster an awareness of and appreciation for the contributions made by women, which have benefited and improved society.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for SB 164—A bill to be entitled An act relating to certificates of title for motor vehicles; amending s. 319.32, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles and tax collector from charging any fee or service charge, except for the expedited title fee, if applicable, for a certificate of title issued for a motor vehicle solely to remove a deceased coowner from a title registered in the name of two persons if the other coowner is the surviving spouse; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for SB 164** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

SB 174—A bill to be entitled An act relating to the Enterprise Information Technology Services Management Act; amending s. 282.0041, F.S.; revising definitions; amending s. 282.0051, F.S.; revising certain powers, duties, and functions of the Agency for State Technology in collaboration with the Department of Management Services; amending s. 282.201, F.S.; authorizing certain service-level agreements entered into by the state data center to be extended for a specified duration; requiring the state data center to submit a specified report to the Executive Office of the Governor under certain circumstances; deleting a requirement within a service-level agreement to provide a certain termination notice to the Agency for State Technology; requiring the state data center to plan, design, and conduct certain testing if cost-effective; deleting obsolete provisions relating to the schedule for consolidations of agency data centers; conforming provisions to changes made by the act; reenacting s. 943.0415(2) and (3), F.S., relating to the Cybercrime Office within the Department of Law Enforcement, to incorporate the amendment made to s. 282.0041, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Artiles, **SB 174** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Brandes	Galvano
Artiles	Braynon	Garcia
Baxley	Broxson	Gibson
Bean	Campbell	Grimsley
Benacquisto	Clemens	Hutson
Book	Farmer	Latvala
Bracy	Flores	Mayfield
Bradley	Gainer	Montford

Passidomo	Rouson	Stewart
Perry	Simmons	Thurston
Powell	Simpson	Torres
Rader	Stargel	Young
Rodriguez	Steube	

Nays—None

SB 358—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.461, F.S.; authorizing the Department of Children and Families to approve receiving systems for behavioral health care; making technical changes; requiring the department to approve specified facilities as receiving systems under certain circumstances; authorizing the department to adopt rules for the approval and the suspension or withdrawal of approval of receiving systems; amending s. 394.879, F.S.; deleting an obsolete provision requiring a report by the department and the Agency for Health Care Administration; amending s. 394.9082, F.S.; revising the reporting requirements of the acute care services utilization database; requiring the department to post certain data on its website; amending s. 397.6955, F.S.; specifying that certain court hearings must be scheduled within 5 court working days unless a continuance is granted; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **SB 358** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

CS for SB 8—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term “compact”; ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of specified amendments to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain cir-

cumstances; specifying the amendments that must be made to the compact by agreement between the Governor and the Tribe for the compact to be deemed ratified and approved; prohibiting the incorporation of specified amendments into the compact from impacting or changing the payments required to the state by the Tribe during specified payment periods; prohibiting the compact from being amended to prorate or reduce required payments to the state; requiring specified provisions of the compact relating to required payments to the state during the initial payment period be deleted; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Contest Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the secretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator's license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term "convicted"; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office by a certain date; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing a requirement for such records; requiring that such records be available for audit and inspection; requiring the department to adopt rules; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term "full schedule of live racing or games"; amending s. 550.01215, F.S.; revising application requirements for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder's facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; exempting certain harness horse racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing certain permitholders that elect not to conduct live racing to retain their permits; providing that certain facilities of such permitholders that have been issued a slot machine license remain eligible facilities, continue to be eligible for a slot machine license, are exempt from certain provisions of ch. 551, F.S., are eligible to be guest tracks or, in certain cases, host tracks for certain purposes, and remain eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a

provision for conversion of certain converted permits to jai alai permits; authorizing certain limited thoroughbred racing permitholders to apply by a certain date to conduct live performances during a specified timeframe subject to certain conditions; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amending s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; prohibiting certain revoked permits from being reissued; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate under certain circumstances, subject to certain restrictions; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; deleting a provision requiring a specified license fee to be deposited with the Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund; revising the tax on handle for live greyhound racing and inter-track wagering if the host track is a greyhound racing track; repealing s. 550.09511(4), F.S., relating to a requirement that certain jai alai permitholders pay to the state the same aggregate amount of certain fees and taxes as the permitholders paid during a specified year in which they conducted at least 100 live performances; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term "bona fide organization that promotes or encourages the adoption of greyhounds"; creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; providing for funding for the program; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; prohibiting the department from accepting an offer to purchase a permit or from executing a contract to purchase a permit under certain conditions; requiring, by a specified date, that the division certify an executed contract to the Chief Financial Officer and request a distribution to be paid to the permitholder; limiting such distributions; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse and awards supplement program within the division as of a specified date; providing a purpose for the program; providing for funding of the program; requiring the division, within a specified timeframe, to certify to the Chief Financial Officer the amount of the purse and awards supplement funds to be distributed to eligible thoroughbred racing permitholders and request distribution of such funds from the General Revenue Fund to such permitholders; limiting the amount of distributions in any given fiscal year; specifying

intended uses of the funds; prohibiting certain thoroughbred horse racing permitholders from receiving purse and awards supplements unless they provide a copy of a certain agreement; specifying percentages of the funds that must be used for certain purposes; requiring the division to apportion purse and awards supplement funds in a specified manner; providing conditions under which certain limited thoroughbred racing permitholders may make annual application for and receive certain funds; providing that funding must be allocated on a pro rata share basis; providing that certain funding is conditioned on limited thoroughbred racing permitholders applying for a limited number of performances; providing that limited thoroughbred permitholders under the program are treated as other thoroughbred permitholders applying for funding after a certain date; authorizing such funds to be used to supplement purses and subsidize certain costs; requiring the division to distribute a specified percentage of funds to a specified organization for payment of specified racing awards; authorizing certain supplemental funds to be returned to thoroughbred horse racing permitholders to allow them to distribute special racing awards under certain circumstances under terms established in a required written agreement; requiring the division to adopt a form to apply to receive supplement purse funds under the program; authorizing the division to adopt rules; providing for expiration of the program; amending s. 550.2415, F.S.; revising the actions that mark the commencement of certain administrative actions; requiring the division to adopt certain rules; deleting a provision specifying the version of the Controlled Therapeutic Medication Schedule which must be used by the division to adopt certain rules; requiring the division rules to include a penalty system for the use of certain drugs, medications, and other foreign substances; requiring the classification and penalty system included in division rules to incorporate specified documents; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; authorizing certain holders of limited thoroughbred racing permits to apply for and be issued an operating license for a specified purpose under certain circumstances; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permitholder; deleting a provision requiring certain permitholders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permitholder from leasing from certain pari-mutuel permitholders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permitholders; deleting a provision prohibiting a thoroughbred racing permitholder from beginning a race before a specified time; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permitholders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permitholders; deleting a provision prohibiting certain inter-track wagering in certain counties; specifying conditions under which greyhound racing permitholders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to

certain pari-mutuel permitholders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permitholder from certain purse requirements; providing applicability; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; providing an exception; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permitholder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; requiring certain permitholders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s. 551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; revising certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover all wagers of opposing players; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permitholder; providing contract requirements for the

agreement; requiring a thoroughbred permitholder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; revising requirements to transfer or reissue certain cardroom gaming licenses; conforming provisions to changes made by the act; amending s. 849.0931, F.S.; authorizing certain veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or similar endeavors to conduct bingo using electronic tickets on specified premises; requiring that electronic tickets for instant bingo meet a certain requirement; making the sale of such tickets by veterans' organizations contingent upon certification of software by a nationally recognized independent gaming laboratory; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be re-issued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

—as amended March 29, was read the third time by title.

On motion by Senator Galvano, **CS for SB 8**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Benacquisto	Gainer	Rader
Book	Galvano	Rouson
Bracy	Garcia	Simmons
Bradley	Gibson	Simpson
Brandes	Hutson	Steube
Braynon	Latvala	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Young
Clemens	Passidomo	

Nays—6

Baxley	Grimsley	Stargel
Bean	Rodriguez	Torres

Vote after roll call:

Nay—Lee

MOTION

On motion by Senator Benacquisto, by two-thirds vote, **CS for SB 8** was ordered immediately certified to the House.

SPECIAL ORDER CALENDAR

On motion by Senator Steube—

CS for CS for CS for SB 118—A bill to be entitled An act relating to criminal history records; prohibiting a person or entity engaged in publishing or disseminating arrest booking photographs from soliciting or accepting a fee or other payment to remove a photograph; authorizing a person whose arrest booking photograph is published to request in writing that it be removed; requiring that the written request be sent by registered mail and include specified information; requiring a person or entity to remove an arrest booking photograph within a specified timeframe after receipt of a written request; authorizing a person to bring a civil action to enjoin such publishing of a photograph; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing that refusal to remove an arrest booking photograph after written request constitutes an unfair or deceptive practice; providing applicability; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of criminal history records; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 118** was placed on the calendar of Bills on Third Reading.

On motion by Senator Powell—

SB 1020—A bill to be entitled An act relating to collective bargaining impasses; amending s. 447.403, F.S.; revising notice requirements for issues at impasse; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1020** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

SB 78—A bill to be entitled An act relating to public school recess; amending s. 1003.455, F.S.; requiring each district school board to provide students in certain grades with a minimum number of minutes of free-play recess per week and with a minimum number of consecutive minutes of free-play recess per day; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 78** was placed on the calendar of Bills on Third Reading.

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, March 30, 2017: **CS for CS for CS for SB 118, SB 1020, SB 78.**

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Rules recommends the following pass: **CS for SB 148; CS for SB 312; SB 372; CS for SB 396; CS for CS for SB 416; CS for SB 440; SR 574; SJR 882; SB 954**

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: **CS for SB 582**

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: **CS for SB 340**

The bill with committee substitute attached was referred to the Committee on Rules under the original reference.

The Committee on Rules recommends committee substitutes for the following: **CS for CS for SB 398; CS for SB 1052; CS for SB 1062**

The bills with committee substitute attached were placed on the Calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Thurston—

SCR 1360—A concurrent resolution requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Judiciary—

SB 7028—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S.; extending the repeal dates for exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and other court actions related to the injunction held by clerks of the court and law enforcement agencies; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; and Banking and Insurance; and Senators Brandes, Galvano, Simpson, Artiles, Young, and Bracy—

CS for CS for SB 340—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC's digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring the Department of Financial Services to direct a TNC to submit to the department an agreed-upon procedures report prepared by a certified public accountant, subject to certain restrictions and requirements; authorizing the department to impose specified fines for violations and repeat violations identified in the report; authorizing the department to direct a TNC to address noncompliance identified in the report within a timeframe prescribed by the department; authorizing injunctive relief under certain circumstances; specifying when a repeat violation occurs; providing applicability; prohibiting a TNC driver from

accepting certain rides or soliciting or accepting street hails; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver's authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

By the Committees on Rules; Judiciary; and Regulated Industries; and Senators Passidomo and Perry—

CS for CS for CS for SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners' association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; authorizing an estoppel certificate to be completed by specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring that the authority to charge a fee for the preparation and delivery of estoppel certificates be established by a specified written resolution or provided by a certain type of contract; providing that the right to reimbursement may not be waived or modified by a contract or agreement; requiring that the prevailing party in an action to enforce a right to reimbursement be awarded certain damages, fees, and costs; requiring that certain fees be adjusted every certain number of years using a specified price index; requiring the Department of Business and Professional Regulation to periodically calculate the fees and publish the amounts on its website, subject to certain requirements; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Latvala—

CS for CS for SB 582—A bill to be entitled An act relating to regulatory boards; amending ss. 455.203, 456.004, and 497.103, F.S.; requiring the Department of Business and Professional Regulation, the Department of Health, and the Department of Financial Services, respectively, to determine whether final board decisions constitute certain anticompetitive conduct; requiring the departments to review final board decisions for anticompetitive conduct and issue orders approving, modifying, or voiding each decision; specifying that the departments' anticompetitive review constitutes a limited legal review and its resulting determination is not subject to legal challenge; specifying actions that are considered final board decisions; requiring that legal costs for defense of antitrust actions and financial damages be paid from specified accounts; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Simmons—

CS for CS for SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability; and Senators Powell and Bracy—

CS for CS for SB 1062—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Communications, Energy, and Public Utilities; and Senator Broxson—

CS for SB 1146—A bill to be entitled An act relating to representation by the Public Counsel; amending s. 350.0611, F.S.; authorizing the Public Counsel to provide representation in proceedings of municipal and other government water and wastewater utilities; authorizing the Public Counsel to represent customers living outside the jurisdictional boundaries of a local government water and wastewater utility in ratesetting proceedings; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Transportation; and Senator Book—

CS for SB 1452—A bill to be entitled An act relating to taximeters; amending s. 531.37, F.S.; revising the definition of the term “weights and measures”; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 9, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Renner—

HB 9—A bill to be entitled An act relating to the Florida Tourism Industry Marketing Corporation; amending s. 11.45, F.S.; authorizing the Auditor General to audit the corporation; authorizing the corporation to enter into an agreement with the Department of Economic Opportunity for certain purposes and to use certain funds; providing legislative intent; amending s. 201.15, F.S.; transferring certain funds to the General Revenue Fund; conforming provisions to changes made by the act; amending s. 212.0606, F.S.; depositing a certain percentage of the rental car surcharge in the General Revenue Fund; conforming provisions to changes made by the act; amending s. 272.11, F.S.; transferring responsibility for the Capitol information center from Enterprise Florida, Inc., to the department; amending s. 288.0001, F.S.; conforming cross-references; amending s. 288.017, F.S.; authorizing the department, rather than Enterprise Florida, Inc., to establish and operate a cooperative advertising matching grants program; authorizing the department to contract with VISIT Florida to administer such program; authorizing the department to conduct an annual competitive selection process for the award of program grants; removing a requirement that the department consider certain recommendations from Enterprise Florida, Inc., in evaluating program grant applications; re-

pealing ss. 288.1201 and 288.122, F.S., relating to the State Economic Enhancement and Development Trust Fund and the Tourism Promotional Trust Fund, respectively; terminating such trust funds; transferring the balances and revenues of such terminated trust funds to the General Revenue Fund; requiring the department to pay outstanding debts and obligations of such terminated trust funds; requiring the Chief Financial Officer to close out and remove such terminated trust funds from state accounting systems; amending s. 288.1226, F.S.; providing that the corporation is a direct-support organization of the department, rather than Enterprise Florida, Inc.; revising the purposes for which the corporation is an agency; providing that the officers and members of the board of directors of the corporation are subject to certain provisions and are public officers or employees of an agency for a certain purpose; requiring the corporation to comply with certain per diem and travel expense provisions; providing corporation board members and officers with certain voting authority; requiring such officers and members to file a certain annual disclosure; requiring that such disclosure be placed on the corporation's website; authorizing reimbursement for per diem and travel expenses for corporation board members; requiring such expenses to be paid out of corporation funds; subjecting certain contracts to specified notice and review procedures; prohibiting the execution of certain contracts; limiting the amount of compensation paid to corporation officers, agents, and employees; limiting the value of certain benefits provided to corporation employees; prohibiting certain performance bonuses and severance pay; requiring the Governor to approve certain out-of-state or international travel; requiring the corporation to appoint its president and chief executive officer, subject to Senate confirmation; prohibiting the corporation from creating or establishing certain entities and expending certain funds that benefit only one entity; requiring a one-to-one match of private to public contributions to the corporation; providing private contribution categories to use when calculating such match; prohibiting certain contributions from being considered private contributions for purposes of such match; requiring the reversion of unmatched public contributions to the state treasury by a certain date annually; requiring a quarterly report to the department; requiring the corporation to provide certain data to the Office of Economic and Demographic Research; prohibiting the expenditure of corporation funds for certain purposes; prohibiting the acceptance or receipt of certain items or services from certain entities; removing a public records exemption; limiting certain expenses of corporation employees; providing an exception; specifying a procedure for the release of appropriated funds; providing that the corporation is a governmental entity and subject to the Transparency Florida Act; requiring the inclusion of specified information in certain corporation contracts and on the corporation's website; requiring specified functionality of the corporation's website; requiring marketing partners to provide annual reports containing specified financial data to the corporation; conforming provisions to changes made by the act; amending s. 288.12265, F.S.; transferring responsibility for administering and operating welcome centers from Enterprise Florida, Inc., to the department; creating s. 288.12266, F.S.; creating the Targeted Marketing Assistance Program to enhance the tourism business marketing of small, minority, rural, and agritourism businesses in the state; providing a definition; requiring the department and VISIT Florida to provide an annual report documenting specified information to the Governor and the Legislature; amending s. 288.124, F.S.; authorizing VISIT Florida, rather than Enterprise Florida, Inc., to establish a convention grants program and guidelines governing the award of program grants and the administration of such program; repealing s. 288.826, F.S., relating to the Florida International Trade and Promotion Trust Fund; terminating such trust fund; transferring the balances and revenues of such terminated trust fund to the General Revenue Fund; requiring the department to pay outstanding debts and obligations of such terminated trust fund; requiring the Chief Financial Officer to close out and remove such terminated trust fund from state accounting systems; amending s. 288.904, F.S.; conforming provisions to changes made by the act; amending s. 288.92, F.S.; removing a requirement that Enterprise Florida, Inc., include a division related to tourism marketing; conforming provisions to changes made by the act; amending s. 288.923, F.S.; terminating the Division of Tourism Marketing created within Enterprise Florida, Inc.; transferring duties and authority to contract with the corporation from Enterprise Florida, Inc.,

to the department; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HJR 21, as amended, by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Burton, Abruzzo, Cortes, B., Eagle, Jones, Metz, Stevenson—

CS for HJR 21—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section 4 of Article VII that limit the amount of annual increases in assessments, except for school district levies, of specified nonhomestead real property.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 65 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Fischer, White, Byrd, Fine, Gonzalez, Metz, Renner—

HB 65—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and court costs; providing construction; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 227 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Careers & Competition Subcommittee and Representative(s) Killebrew, Fine, Renner—

CS for HB 227—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.516, F.S.; specifying that provisions regulating electrical and alarm system contractors do not prevent such certified contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 243 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raulerson, Moraitis, Rommel—

HB 243—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for the personal identifying and location information of certain nonsworn investigative personnel of the Office of Financial Regulation and the names and personal identifying and location information of the spouses and children of such personnel; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 301 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) White, Fischer, Metz—

HB 301—A bill to be entitled An act relating to Supreme Court reporting requirements; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 335 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Natural Resources & Public Lands Subcommittee and Representative(s) Clemons, Byrd, Leek, Mariano, Massullo, Renner, Rommel, Watson, C.—

CS for HB 335—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; providing and revising definitions; amending s. 403.7045, F.S.; revising criteria for exempting recovered materials and recovered materials processing facilities from specified regulations; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 401 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Abruzzo, Ponder, Silvers, Yarborough—

CS for HB 401—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7003 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee, Public Integrity & Ethics Committee and Representative(s) Metz—

CS for HB 7003—A bill to be entitled An act relating to state officer post-service lobbying restrictions; amending s. 112.313, F.S.; prohibiting legislators and statewide elected officers from personally representing another person or entity for compensation before any state government body or state agency except judicial tribunals for a specified time period following vacation of office; deleting a prohibition on a former legislator from acting as a lobbyist before an executive branch agency, agency official, or employee for a specified period following vacation of office; providing applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7005 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee, Appropriations Committee, Careers & Competition Subcommittee and Representative(s) Renner—

CS for CS for HB 7005—A bill to be entitled An act relating to economic programs; amending ss. 11.45, 14.32, 15.18, and 15.182, F.S.; conforming provisions to changes made by the act; amending s. 20.60, F.S.; providing that the executive director of the Department of Economic Opportunity shall have certain duties relating to contracts with the Florida Tourism Industry Marketing Corporation; conforming provisions to changes made by the act; repealing s. 20.601, F.S., relating to review of the Department of Economic Opportunity; transferring all duties, records, pending issues, rules, and unexpended balances of appropriations, allocations, and other public funds relating to programs in Enterprise Florida, Inc., to the Department of Economic Opportunity by a type two transfer; authorizing the Florida Sports Foundation to enter into an agreement with the Department of Economic Opportunity for certain purposes and use certain funds; authorizing the Florida Tourism Industry Marketing Corporation to enter into an agreement with the Department of Economic Opportunity for certain purposes and to use certain funds; providing legislative intent; providing transitional provisions for terminated programs established pursuant to certain statutes; amending ss. 125.0104, 159.803, 166.231, 189.033, 196.012, 196.101, 196.121, and 196.1995, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 201.15, F.S.; providing that certain funds shall be transferred to the General Revenue Fund; conforming provisions to changes made by the act; amending ss. 212.031 and 212.06, F.S.; conforming provisions to changes made by the act; repealing s. 212.0602, F.S., relating to an exemption from sales and use taxes for certain education-related purchases or leases; amending ss. 212.0606 and 212.08, F.S.; conforming provisions to changes made by the act; repealing s. 212.097, F.S., relating to the Urban High-Crime Area Job Tax Credit Program; amending ss. 212.098, 212.20, 218.61, 218.64, 220.02, 220.13, and 220.1895, F.S.; conforming provisions to changes made by the act; repealing ss. 220.1899 and 220.191, F.S., relating to an entertainment industry tax credit and a capital investment tax credit, respectively; amending s. 220.194, F.S.; conforming a cross-reference; amending ss. 220.196, 272.11, 287.0947, and 288.0001, F.S.; conforming provisions to changes made by the act; repealing ss. 288.001 and 288.012, F.S., relating to the Florida Small Business Development Center Network and the State of Florida international offices, respectively; amending ss. 288.017 and 288.018, F.S.; conforming provisions to changes made by the act; repealing ss. 288.046 and 288.047, F.S., relating to quick-response training for economic development; amending s. 288.061, F.S.; conforming provisions to changes made by the act; amending s. 288.0655,

F.S.; conforming a cross-reference; conforming provisions to changes made by the act; amending ss. 288.0656, 288.0658, 288.075, 288.076, and 288.095, F.S.; conforming provisions to changes made by the act; repealing ss. 288.1045, 288.106, 288.107, 288.108, 288.1081, 288.1082, 288.1088, and 288.1089, F.S., relating to the qualified defense contractor and space flight business tax refund program, a tax refund program for qualified target industry businesses, brownfield redevelopment bonus refunds, high-impact business, the Economic Gardening Business Loan Pilot Program, the Economic Gardening Technical Assistance Pilot Program, the Quick Action Closing Fund, and the Innovation Incentive Program, respectively; amending s. 288.111, F.S.; conforming a provision to changes made by the act; repealing ss. 288.1162, 288.11621, 288.11625, and 288.11631, F.S., relating to professional sports franchises, spring training baseball franchises, sports development, and retention of Major League Baseball spring training baseball franchises, respectively; repealing ss. 288.1169, 288.1201, and 288.122, F.S., relating to the International Game Fish Association World Center facility, the State Economic Enhancement and Development Trust Fund, and the Tourism Promotional Trust Fund, respectively; terminating such trust funds; transferring the balances and revenues of such trust funds to the General Revenue Fund; requiring the department to pay outstanding debts and obligations of such trust funds; requiring the Chief Financial Officer to close out and remove such trust funds from state accounting systems; amending s. 288.1226, F.S.; providing that the Florida Tourism Industry Marketing Corporation is a direct-support organization of the Department of Economic Opportunity, rather than Enterprise Florida, Inc.; conforming provisions to changes made by the act; amending s. 288.12265, F.S.; transferring responsibility for administering and operating welcome centers from Enterprise Florida, Inc., to the Department of Economic Opportunity; amending s. 288.124, F.S.; authorizing the Florida Tourism Industry Marketing Corporation, rather than Enterprise Florida, Inc., to establish a convention grants program and guidelines therefor; repealing ss. 288.125, 288.1251, 288.1252, 288.1253, and 288.1258, F.S., relating to a definition of the term "entertainment industry," the promotion and development of the entertainment industry by the Office of Film and Entertainment, the Florida Film and Entertainment Advisory Council, and certain travel and entertainment expenses, and entertainment industry qualified production companies, respectively; amending ss. 288.7015 and 288.706, F.S.; conforming provisions to changes made by the act; amending ss. 288.773, 288.776, 288.7771, 288.8017, and 288.816, F.S.; conforming provisions to changes made by the act; repealing s. 288.826, F.S., relating to the Florida International Trade and Promotion Trust Fund; terminating such trust fund; transferring the balances and revenues of such trust fund to the General Revenue Fund; requiring the department to pay outstanding debts and obligations of such trust fund; requiring the Chief Financial Officer to close out and remove such trust fund from state accounting systems; repealing ss. 288.901, 288.9015, 288.903, 288.904, 288.905, and 288.906, F.S., relating to Enterprise Florida, Inc., powers of board of directors of Enterprise Florida, Inc., duties of Enterprise Florida, Inc., funding for Enterprise Florida, Inc., the president and employees of Enterprise Florida, Inc., and the annual report and audits of Enterprise Florida, Inc., and its divisions, respectively; transferring, renumbering, and amending s. 288.907, F.S.; conforming provisions to changes made by the act; repealing s. 288.911, F.S., relating to the creation and implementation of a marketing and image campaign; transferring, renumbering, and amending s. 288.912, F.S.; conforming provisions to changes made by the act; repealing s. 288.92, F.S., relating to the divisions of Enterprise Florida, Inc.; amending s. 288.923, F.S.; conforming provisions to changes made by the act; repealing ss. 288.95155 and 288.9519, F.S., relating to the Florida Small Business Technology Growth Program and a not-for-profit corporation intended to promote the competitiveness and profitability of high-technology business and industry, respectively; amending ss. 288.9520, 288.9603, 288.9604, and 288.9605, F.S.; conforming provisions to changes made by the act; repealing ss. 288.9614, 288.9621, 288.9622, 288.9623, 288.9624, 288.9625, 288.96255, 288.9626, and 288.9627, F.S., relating to the Florida Capital Formation Act and findings and intent and definitions relating thereto, the Florida Opportunity Fund, the Institute for the Commercialization of Public Research, the Florida Technology Seed Capital Fund, and exemptions from public records and public meetings requirements for such fund and institute, respectively; amending s. 288.980, F.S.; conforming a provision to changes made by the act; repealing ss. 288.991, 288.9912, 288.9913, 288.9914, 288.9915, 288.9916, 288.9917, 288.9918, 288.9919, 288.9920, 288.9921, and 288.9922, F.S., relating to the New Markets Development Program; amending ss. 288.9932 and 288.9934, F.S.; conforming provisions to changes made by the act; repealing s. 288.9935, F.S., relating to the Microfinance Guarantee Program;

amending ss. 288.9936, 288.9937, 290.0056, 290.0065, 290.00677, 290.007, 290.053, 295.22, 320.08058, 331.3051, 331.3081, and 339.08, F.S.; conforming provisions to changes made by the act; conforming cross-references; repealing s. 339.2821, F.S., relating to economic development transportation projects; amending ss. 364.0135, 376.82, 377.703, 377.804, 377.809, 380.06, 380.0657, 403.42, 403.7032, 403.973, 443.091, 445.004, 445.045, 446.44, 477.0135, 570.81, 570.85, and 624.5105, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; repealing s. 625.3255, F.S., relating to a capital participation instrument; amending ss. 657.042, 658.67, 1004.015, 1004.65, 1004.78, 1011.76, 1011.80, and 1011.94, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 500.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 502.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 504.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 506.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 7008.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 7010.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 29 was corrected and approved.

CO-INTRODUCERS

Senators Broxson—SB 1374; Campbell—CS for CS for SB 80, SB 1082; Hutson—SB 490; Mayfield—SB 1368, SB 1474; Perry—SB 78; Stargel—SB 926; Torres—SB 1740

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:13 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Tuesday, April 4 or upon call of the President.



Journal of the Senate

Number 9—Regular Session

Tuesday, April 4, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 1:30 p.m. A quorum present—34:

Mr. President	Clemens	Powell
Artiles	Farmer	Rodriguez
Baxley	Gainer	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Young
Broxson	Passidomo	
Campbell	Perry	

Excused: Senators Hukill, Rader, and Torres

PRAYER

The following prayer was offered by Dr. Morgan J. Browning, Pastor, First Baptist Church, Ortega Campus, Jacksonville:

Dear Heavenly Father, the creator of all things, you are an amazing, loving, all-knowing, ever-present, and all-powerful God. I want to thank you today for the privilege to talk to you by this beautiful means called prayer. I am grateful that you care about us enough to listen to our concerns. We stand before you today with empty hands in need of your grace and provision.

I cry out to you today for this very distinct group of men and women, our state Senators. They are so gifted and talented, and yet, they too have needs. I am glad that you are a generous God who wants to see all of them do well and prosper.

Therefore, I pray that your hand of favor, your blessings, would be upon these leaders. I ask that you afford them much wisdom and knowledge in making decisions. Please give them the power and strength to lead without compromise or fear. May your love fill each heart so that they will be able to work together in unity.

I ask these petitions so our beautiful sunshine state will become an even better place to live and enjoy life as a result of the time these Senators spend together. I know all this can be accomplished because we believe in our state motto, "In God We Trust." Amen.

PLEDGE

Senate Pages, AJ LaCoursiere of Atlantis; Johnny Farias of Homestead; Sam Clarke of Boca Raton; and Jane Honorat of Miramar, daughter of Senate employee Elizabeth Honorat, 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. Christina Cavanagh of Ft. Myers, sponsored by Senator Benacquisto, as the doctor of the day. Dr. Cavanagh specializes in family medicine.

ADOPTION OF RESOLUTIONS

On motion by Senator Braynon—

By Senator Braynon—

SR 1806—A resolution recognizing April 4, 2017, as "Florida State University Day" in Florida.

WHEREAS, the Tallahassee campus of Florida State University, founded in 1851, is the oldest continuous site of higher education in Florida, and

WHEREAS, Florida State University is proud to be recognized as a Preeminent University by the State of Florida and as a leader in education, research, student retention, and graduation, and is a nationally recognized institution with many of its colleges and programs ranked within the top ten in the nation, and

WHEREAS, in 2016, Florida State University experienced the greatest single-year gain of all the top 50 public research universities in the nation, jumping five places in the *U.S. News and World Report* rankings to No. 38, and

WHEREAS, *U.S. News and World Report* also recognized Florida State University as the second most efficient university in the nation based on the university's ability to manage its financial resources while also providing top-quality education, and

WHEREAS, Florida State University offers graduate, undergraduate, doctoral, and professional degrees in 341 programs within 16 independent colleges and schools, taught by a faculty of 2,409 members, which has included National Academy of Sciences members and six Nobel Laureates, and

WHEREAS, for the 2016-2017 academic year, Florida State University has one of the most academically accomplished freshman classes in school history, with an average GPA of 4.1 and median SAT scores of 1848, and

WHEREAS, Florida State University has a 4-year graduation rate of 62 percent, placing the university in the top 15 among the nation's public research institutions, and

WHEREAS, Florida State University is home to the highly acclaimed College of Motion Picture Arts, and alumnus Barry Jenkin's film "Moonlight" won the Best Picture award during the 89th annual Academy Awards, where he shared the spotlight with seven FSU graduates, including five who earned Oscar nominations, and

WHEREAS, the lives of Florida State University students continue to be enriched as a result of the university's long-standing and steadfast promotion of racial, ethnic, and cultural diversity and its commitment to the recruitment of a diverse group of students, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 4, 2017, is recognized as "Florida State University Day" in Florida, and the university's standing as an outstanding institution of higher education is celebrated.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida State University President John Thrasher as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Braynon, **SR 1806** was read the second time by title and adopted.

INTRODUCTION OF FORMER SENATORS

Senator Braynon recognized Florida State University President John Thrasher, a former Senator, who was present in the chamber.

SPECIAL RECOGNITION

Senator Braynon recognized the following Senators who are Florida State University alumni: Senators Artiles, Baxley, Farmer, Gibson, Montford, Powell, Young, and himself.

At the request of Senator Garcia—

By Senator Garcia—

SR 1802—A resolution recognizing April 4, 2017, as "Trauma Care Day" in Florida, commending the trauma care teams at Orlando Regional Medical Center, Lee Memorial Hospital, and Broward Health Medical Center for their heroic response to mass casualty events in their communities, and recognizing Orlando Health for its dedication in promoting readiness for mass casualty incidents in Florida and in communities nationwide.

WHEREAS, on June 12, 2016, Orlando was ground zero for the deadliest mass shooting in the nation's history, and

WHEREAS, on that horrific night a gunman opened fire with an assault rifle inside a popular nightclub and murdered 49 people, and

WHEREAS, as events unfolded, Orlando Regional Medical Center's highly specialized critical care surgeons and trauma team stood at the ready in the facility's Level I Trauma Center, and

WHEREAS, this unsurpassed level of trauma readiness and activation saved 35 lives, and

WHEREAS, the Orlando Regional Medical Center Level I Trauma Center is recognized nationally as a model for best practices in responding to mass casualty events, and team members have taken their message to communities nationwide regarding the benefits of trauma center disaster planning and the regular performance of mass casualty incident drills, and

WHEREAS, Orlando Health, the not-for-profit network of community and specialty hospitals, clinics, and physicians of which Orlando Regional Medical Center is a member, offered ongoing, open communication with the nation and federal law enforcement agencies, and com-

passionate psychological assistance to the victims, their family members and friends, and witnesses, and

WHEREAS, Florida's trauma system is nationally recognized as one of the best in the nation, and Floridians have access to trauma care that greatly surpasses the national trauma center access average, and

WHEREAS, Florida's trauma centers are strategically located to ensure not only the quickest response time, but the most clinically proficient and highly skilled critical care surgeons and trauma teams, and

WHEREAS, the United States Armed Forces place their trauma surgeons in Florida trauma centers to ensure that they maintain the highest level of clinical proficiency and to prepare the surgeons to treat traumatic injuries on the battlefield, and

WHEREAS, Florida has a shortage of trauma surgeons, and busy trauma centers like the Orlando Regional Medical Center Level I Trauma Center are attractive training grounds for these nationally recruited critical care military trauma surgeons, and

WHEREAS, for 35 years, the Orlando Regional Medical Center Level I Trauma Center has provided an integrated program of care that relies on the coordinated efforts of a multidisciplinary team of trauma experts to provide the highest potential for survival of a person who has experienced a critical injury or illness, and

WHEREAS, two other Florida trauma centers faced similar tragedies and successfully implemented mass casualty incident responses, and

WHEREAS, on July 25, 2016, the Level II Trauma Center at Lee Memorial Hospital activated its mass casualty trauma team in response to a mass shooting at Club Blu in Fort Myers and saved 18 lives, and

WHEREAS, on January 6, 2017, the Level I Trauma Center at Broward Health Medical Center activated its mass casualty trauma team in response to a mass shooting at the Fort Lauderdale-Hollywood International Airport and saved 54 lives, and

WHEREAS, these three trauma centers collectively have more than 75 years of trauma care experience, and

WHEREAS, it is essential and timely to bring recognition to these facilities for the value and accomplishments of their trauma centers and their trauma care teams, which consist of dedicated men and women who save lives, responding both to individual's traumatic injuries, as well as mass casualty incidents, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 4, 2017, is recognized as "Florida Trauma Day" in Florida, that we commend the trauma care teams at the Level I Trauma Center at Orlando Regional Medical Center, the Level II Trauma Center at Lee Memorial Hospital, and the Level I Trauma Center at Broward Health Medical Center for their heroic responses to the mass casualty incidents in their communities, and that we recognize Orlando Health for its dedication in promoting readiness for mass casualty incidents in Florida and in communities nationwide.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Level I Trauma Center at Orlando Regional Medical Center, the Level II Trauma Center at Lee Memorial Hospital, the Level I Trauma Center at Broward Health Medical Center, and Orlando Health as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Simmons—

By Senator Simmons—

SR 1816—A resolution commending the Florida Virtual School for 20 years of successful operation and recognizing April 5, 2017, as "Florida Virtual School Day."

WHEREAS, the Florida Virtual School was created by the Florida Legislature in 1997 to bring innovation to education and to further enhance the education of students by providing unique opportunities in online learning, and

WHEREAS, the Florida Virtual School has grown from 77 enrollments in its first year and has now served a total of 3.1 million successful semester enrollments in all 67 counties, and

WHEREAS, the Florida Virtual School is recognized as a fully accredited, statewide public school district offering more than 150 online courses to students in kindergarten through grade 12, and

WHEREAS, students at the Florida Virtual School are taught by certified teachers who engage their students in interactive content, and

WHEREAS, the Florida Virtual School is identified as both a public school and a school of choice that helps to meet the needs of different families and lifestyles, serving students through both FLVS Flex and FLVS Full Time, offering students and their families maximum flexibility, and

WHEREAS, the Florida Virtual School provides teacher-driven, student-centered solutions to help blend digital learning into classrooms, and

WHEREAS, the Florida Virtual School is known as a leader in online education and serves students, schools, and districts both in Florida and around the world, and

WHEREAS, the Florida Virtual School is world-renowned for its development of award-winning curricula and delivery of content on a variety of subjects, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Virtual School is commended for 20 years of successful operation in this state, and April 5, 2017, is recognized as "Florida Virtual School Day."

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for CS for CS for SB 118—A bill to be entitled An act relating to criminal history records; prohibiting a person or entity engaged in publishing or disseminating arrest booking photographs from soliciting or accepting a fee or other payment to remove a photograph; authorizing a person whose arrest booking photograph is published to request in writing that it be removed; requiring that the written request be sent by registered mail and include specified information; requiring a person or entity to remove an arrest booking photograph within a specified timeframe after receipt of a written request; authorizing a person to bring a civil action to enjoin such publishing of a photograph; authorizing a court to impose a civil penalty and award attorney fees and court costs; providing that refusal to remove an arrest booking photograph after written request constitutes an unfair or deceptive practice; providing applicability; amending s. 943.0585, F.S.; revising the elements that must be attested to by a petitioner in a statement submitted in support of the expunction of criminal history records; revising the circumstances under which the Department of Law Enforcement must issue a certificate of eligibility for expunction of a criminal history record; providing an effective date.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Steube moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (390584) (with title amendment)—Delete lines 69-208 and insert:

Section 2. Effective upon the same date that SB 450 or similar legislation takes effect, only if such legislation is adopted in the same legislative session or an extension thereof and becomes a law, section 943.0586, Florida Statutes, is created to read:

943.0586 *Administrative sealing of criminal history records.*—

(1) *The Criminal Justice Information Program shall administratively seal the criminal history records pertaining to an arrest or incident of alleged criminal activity of an adult or a minor charged with a felony, misdemeanor, or violation of a comparable rule or ordinance by a state, county, municipal, or other law enforcement agency upon notification by the clerk of the court, pursuant to s. 943.052(2), that all the charges related to the arrest or incident of alleged criminal activity were declined to be filed by the state attorney or statewide prosecutor, were dismissed or nolle prosequi before trial, or resulted in a judgment of acquittal or a verdict of not guilty at trial and that all appeals by the prosecution have been exhausted or the time to file an appeal has expired.*

Section 3. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2018.

And the title is amended as follows:

Delete lines 19-26 and insert: applicability; creating s. 943.0586, F.S.; requiring the Criminal Justice Information Program to administratively seal the criminal history records of an adult or a minor upon notification by the clerk of the court under specified circumstances; providing effective dates, including a contingent effective date.

On motion by Senator Steube, **CS for CS for CS for SB 118**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Clemens	Powell
Artiles	Farmer	Rodriguez
Baxley	Gainer	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Young
Broxson	Passidomo	
Campbell	Perry	

Nays—None

Vote after roll call:

Yea—Flores, Galvano

SB 1020—A bill to be entitled An act relating to collective bargaining impasses; amending s. 447.403, F.S.; revising notice requirements for issues at impasse; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **SB 1020** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Bradley	Gainer
Artiles	Brandes	Garcia
Baxley	Braynon	Gibson
Bean	Broxson	Grimsley
Benacquisto	Campbell	Hutson
Book	Clemens	Latvala
Bracy	Farmer	Mayfield

Montford	Rouson	Stewart
Passidomo	Simmons	Thurston
Perry	Simpson	Young
Powell	Stargel	
Rodriguez	Steube	

Nays—None

Vote after roll call:

Yea—Flores

SB 78—A bill to be entitled An act relating to public school recess; amending s. 1003.455, F.S.; requiring each district school board to provide students in certain grades with a minimum number of minutes of free-play recess per week and with a minimum number of consecutive minutes of free-play recess per day; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **SB 78** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Clemens	Passidomo
Artiles	Farmer	Perry
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Garcia	Simmons
Bracy	Gibson	Simpson
Bradley	Grimsley	Stargel
Brandes	Hutson	Steube
Braynon	Latvala	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Young

Nays—None

SPECIAL ORDER CALENDAR

SB 954—A bill to be entitled An act relating to the canvassing of vote-by-mail ballots; amending s. 101.68, F.S.; deleting an obsolete date; modifying and clarifying provisions governing the canvassing of vote-by-mail ballots; authorizing use of the vote-by-mail ballot cure affidavit if an elector's signature does not match the signature in the registration books or precinct register; requiring the supervisor of elections to immediately notify an elector upon receipt of a vote-by-mail ballot with a missing or mismatched signature; revising terminology; revising the cure affidavit instructions with respect to acceptable forms of identification; specifying that a Florida driver license or Florida identification card are acceptable forms of identification for purposes of curing a vote-by-mail ballot; expanding the scope of post-election signature update requests to include electors who cured a vote-by-mail ballot with a mismatched signature; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 954**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 105** was withdrawn from the Committees on Ethics and Elections; Judiciary; and Rules.

On motion by Senator Passidomo, the rules were waived and—

CS for HB 105—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.68, F.S.; requiring the supervisor of elections to notify each elector whose vote-by-mail ballot has been rejected as illegal of the process to cure such ballot; requiring the supervisor of elections to make a good faith effort to notify the elector within a specified time; requiring the supervisor to allow submission of an affidavit to cure specified signature discrepancies; providing procedures to be used by

the supervisor of elections in verifying an elector's signature; revising vote-by-mail ballot affidavit instructions; providing an effective date.

—a companion measure, was substituted for **SB 954** and, by two-thirds vote, read the second time by title.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (762384) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of vote-by-mail ballot.—

(1) The supervisor of the county where the absent elector resides shall receive the voted ballot, at which time the supervisor shall compare the signature of the elector on the voter's certificate with the signature of the elector in the registration books or the precinct register to determine whether the elector is duly registered in the county and may record on the elector's registration certificate that the elector has voted. ~~However, effective July 1, 2005,~~ An elector who dies after casting a vote-by-mail ballot but on or before election day shall remain listed in the registration books until the results have been certified for the election in which the ballot was cast. The supervisor shall safely keep the ballot unopened in his or her office until the county canvassing board canvasses the vote. Except as provided in subsection (4), after a vote-by-mail ballot is received by the supervisor, the ballot is deemed to have been cast, and changes or additions may not be made to the voter's certificate.

(2)(a) The county canvassing board may begin the canvassing of vote-by-mail ballots at 7 a.m. on the 15th day before the election, but not later than noon on the day following the election. In addition, for any county using electronic tabulating equipment, the processing of vote-by-mail ballots through such tabulating equipment may begin at 7 a.m. on the 15th day before the election. However, notwithstanding any such authorization to begin canvassing or otherwise processing vote-by-mail ballots early, no result shall be released until after the closing of the polls in that county on election day. Any supervisor of elections, deputy supervisor of elections, canvassing board member, election board member, or election employee who releases the results of a canvassing or processing of vote-by-mail ballots prior to the closing of the polls in that county on election day commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) To ensure that all vote-by-mail ballots to be counted by the canvassing board are accounted for, the canvassing board shall compare the number of ballots in its possession with the number of requests for ballots received to be counted according to the supervisor's file or list.

(c)1. The canvassing board ~~must~~ shall, if the supervisor has not already done so, compare the signature of the elector on the voter's certificate or on the vote-by-mail ballot *cure* affidavit as provided in subsection (4) with the signature of the elector in the registration books or the precinct register to see that the elector is duly registered in the county and to determine the legality of that vote-by-mail ballot. A *vote-by-mail ballot may only be counted if:*

a. The signature on the voter's certificate or the cure affidavit matches the elector's signature in the registration books or precinct register; however, in the case of a cure affidavit, the supporting identification listed in subsection (4) must also confirm the identity of the elector; or

b. The cure affidavit contains a signature that does not match the elector's signature in the registration books or precinct register, but the elector has submitted a current and valid Tier 1 identification pursuant to subsection (4) which confirms the identity of the elector.

2. The ballot of an elector who casts a vote-by-mail ballot shall be counted even if the elector dies on or before election day, as long as, ~~before~~ prior to the death of the voter, the ballot was postmarked by the United States Postal Service, date-stamped with a verifiable tracking number by a common carrier, or already in the possession of the su-

pervisor of elections. A vote by mail ballot is considered illegal if the voter's certificate or vote by mail ballot affidavit does not include the signature of the elector, as shown by the registration records or the precinct register. However,

3. A vote-by-mail ballot is not considered illegal if the signature of the elector does not cross the seal of the mailing envelope. If the canvassing board determines that any ballot is illegal, a member of the board shall, without opening the envelope, mark across the face of the envelope: "rejected as illegal." The vote by mail ballot affidavit, if applicable, the envelope, and the ballot contained therein shall be preserved in the manner that official ballots voted are preserved.

4.2. If any elector or candidate present believes that a vote-by-mail ballot is illegal due to a defect apparent on the voter's certificate or the cure vote by mail ballot affidavit, he or she may, at any time before the ballot is removed from the envelope, file with the canvassing board a protest against the canvass of that ballot, specifying the precinct, the ballot, and the reason he or she believes the ballot to be illegal. A challenge based upon a defect in the voter's certificate or cure vote by mail ballot affidavit may not be accepted after the ballot has been removed from the mailing envelope.

5. If the canvassing board determines that a ballot is illegal, a member of the board must, without opening the envelope, mark across the face of the envelope: "rejected as illegal." The cure affidavit, if applicable, the envelope, and the ballot therein shall be preserved in the manner that official ballots are preserved.

(d) The canvassing board shall record the ballot upon the proper record, unless the ballot has been previously recorded by the supervisor. The mailing envelopes shall be opened and the secrecy envelopes shall be mixed so as to make it impossible to determine which secrecy envelope came out of which signed mailing envelope; however, in any county in which an electronic or electromechanical voting system is used, the ballots may be sorted by ballot styles and the mailing envelopes may be opened and the secrecy envelopes mixed separately for each ballot style. The votes on vote-by-mail ballots shall be included in the total vote of the county.

(3) The supervisor or the chair of the county canvassing board shall, after the board convenes, have custody of the vote-by-mail ballots until a final proclamation is made as to the total vote received by each candidate.

(4)(a) The supervisor of elections shall, on behalf of the county canvassing board, notify each elector whose ballot was rejected as illegal and provide the specific reason the ballot was rejected. The supervisor shall mail a voter registration application to the elector to be completed indicating the elector's current signature if the elector's ballot was rejected due to a difference between the elector's signature on the voter's certificate or vote by mail ballot affidavit and the elector's signature in the registration books or precinct register. This section does not prohibit the supervisor from providing additional methods for updating an elector's signature.

(b) ~~Until 5 p.m. on the day before an election,~~ The supervisor shall, on behalf of the county canvassing board, immediately notify ~~allow~~ an elector who has returned a vote-by-mail ballot that does not include the elector's signature or contains a signature that does not match the elector's signature in the registration books or precinct register. The supervisor shall allow such an elector to complete and submit an affidavit in order to cure the ~~unsigned~~ vote-by-mail ballot until 5 p.m. on the day before the election.

(b)(e) The elector shall provide identification to the supervisor and must complete a cure vote by mail ballot affidavit in substantially the following form:

VOTE-BY-MAIL BALLOT CURE AFFIDAVIT

I, ..., am a qualified voter in this election and registered voter of ... County, Florida. I do solemnly swear or affirm that I requested and returned the vote-by-mail ballot and that I have not and will not vote more than one ballot in this election. I understand that if I commit or

attempt any fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election, I may be convicted of a felony of the third degree and fined up to \$5,000 and imprisoned for up to 5 years. I understand that my failure to sign this affidavit means that my vote-by-mail ballot will be invalidated.

(Voter's Signature) _____

(Address) _____

(c)(d) Instructions must accompany the cure vote by mail ballot affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your vote-by-mail ballot will be counted, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the ~~2nd~~ day before the election.

2. You must sign your name on the line above (Voter's Signature).

3. You must make a copy of one of the following forms of identification:

a. Tier 1 identification.—Current and valid identification that includes your name and photograph: Florida driver license; Florida identification card issued by the Department of Highway Safety and Motor Vehicles; United States passport; debit or credit card; military identification; student identification; retirement center identification; neighborhood association identification; public assistance identification; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or an employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1 FORM OF IDENTIFICATION, identification that shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter identification card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail, deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

(d)(e) The department and each supervisor shall include the affidavit and instructions on their respective websites. The supervisor must include his or her office's mailing address, e-mail address, and fax number on the page containing the affidavit instructions; the department's instruction page must include the office mailing addresses, e-mail addresses, and fax numbers of all supervisors of elections or provide a conspicuous link to such addresses.

(e)(f) The supervisor shall attach each affidavit received to the appropriate vote-by-mail ballot mailing envelope.

(f) After all election results on the ballot have been certified, the supervisor shall, on behalf of the county canvassing board, notify each elector whose ballot has been rejected as illegal and provide the specific reason the ballot was rejected. In addition, the supervisor shall mail a voter registration application to the elector to be completed indicating the elector's current signature if the signature on the voter's certificate or cure affidavit did not match the elector's signature in the registration

books or precinct register. This section does not prohibit the supervisor from providing additional methods for updating an elector's signature.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the canvassing of vote-by-mail ballots; amending s. 101.68, F.S.; deleting an obsolete date; modifying and clarifying provisions governing the canvassing of vote-by-mail ballots; authorizing use of the vote-by-mail ballot cure affidavit if an elector's signature does not match the signature in the registration books or precinct register; requiring the supervisor of elections to immediately notify an elector upon receipt of a vote-by-mail ballot with a missing or mismatched signature; revising terminology; revising the cure affidavit instructions with respect to acceptable forms of identification; specifying that a Florida driver license or Florida identification card are acceptable forms of identification for purposes of curing a vote-by-mail ballot; expanding the scope of post-election signature update requests to include electors who cured a vote-by-mail ballot with a mismatched signature; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 105**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

SJR 882—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to provide for the election of the Secretary of State and his or her inclusion as a member of the Cabinet.

—was read the second time by title.

Pursuant to Rule 4.19, **SJR 882** was placed on the calendar of Bills on Third Reading.

SR 574—A resolution opposing United Nations Security Council Resolution 2334 and requesting its repeal or fundamental alteration.

WHEREAS, the United States has long supported a negotiated settlement leading to a sustainable two-state solution with the democratic, Jewish state of Israel and a demilitarized, democratic Palestinian state living side-by-side in peace and security, and

WHEREAS, since 1993, the United States has facilitated direct, bilateral negotiations between both parties toward achieving a two-state solution and ending all outstanding claims, and

WHEREAS, it is the long-standing policy of the United States that a peaceful resolution to the Israeli-Palestinian conflict will only come through direct, bilateral negotiations between the two parties, and

WHEREAS, it was the long-standing position of the United States to oppose and, if necessary, veto United Nations Security Council resolutions dictating additional binding parameters on the peace process, and

WHEREAS, it was also the long-standing position of the United States to oppose and, if necessary, veto one-sided or anti-Israel United Nations Security Council resolutions, and

WHEREAS, the United States has stood in the minority internationally over successive administrations in defending Israel in international forums, including vetoing one-sided resolutions in 1995, 1997, 2001, 2002, 2003, 2004, 2006, and 2011 before the United Nations Security Council, and

WHEREAS, the United States recently signed a new memorandum of understanding with the Israeli government regarding security assistance, consistent with long-standing support for Israel among successive administrations and Congresses and representing an important United States commitment toward Israel's qualitative military edge, and

WHEREAS, on November 29, 2016, the United States House of Representatives unanimously passed House Concurrent Resolution 165, expressing and reaffirming long-standing United States policy in support of a direct, bilaterally negotiated settlement of the Israeli-Palestinian conflict and in opposition to United Nations Security Council resolutions that impose a solution to the conflict, and

WHEREAS, on December 23, 2016, the United States Permanent Representative to the United Nations disregarded House Concurrent Resolution 165 and departed from long-standing United States policy by abstaining and permitting United Nations Security Council Resolution 2334 to be adopted under Chapter VI of the United Nations Charter, and

WHEREAS, the United States' abstention on United Nations Security Council Resolution 2334 contradicts the Oslo Accords and its associated process that is predicated on resolving the Israeli-Palestinian conflict between the parties through direct, bilateral negotiations, and

WHEREAS, United Nations Security Council Resolution 2334 claims that "the establishment by Israel of settlements in the Palestinian territory occupied since 1967, including East Jerusalem, has no legal validity and constitutes a flagrant violation under international law and a major obstacle to the achievement of the two-State solution and a just, lasting and comprehensive peace," and

WHEREAS, by referring to the "4 June 1967 lines" as the basis for negotiations, United Nations Security Council Resolution 2334 effectively states that the Jewish Quarter of the Old City of Jerusalem and the Western Wall, Judaism's holiest site, are "occupied territory," thereby equating these sites with outposts in the West Bank which the Israeli government has deemed illegal, and

WHEREAS, passage of United Nations Security Council Resolution 2334 effectively legitimizes efforts by the Palestinian Authority to impose its own solution through international organizations and unjustified boycotts or divestment campaigns against Israel by calling "upon all States, bearing in mind paragraph 1 of this resolution, to distinguish, in their relevant dealings, between the territory of the State of Israel and the territories occupied since 1967," and will require the United States and Israel to take effective action to counteract the resolution's potential harmful impacts, and

WHEREAS, United Nations Security Council Resolution 2334 did not directly call upon Palestinian leadership to fulfill their obligations toward negotiations or mention that part of the eventual Palestinian state is currently controlled by Hamas, a designated terrorist organization, and

WHEREAS, United Nations Security Council Resolution 2334 sought to impose or unduly influence solutions to final-status issues and is biased against Israel, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate finds that:

(1) The passage of United Nations Security Council Resolution 2334 undermined the long-standing position of the United States to oppose and veto United Nations Security Council resolutions that seek to impose solutions to final-status issues or are one-sided and anti-Israel, reversing decades of bipartisan agreement.

(2) The passage of United Nations Security Council Resolution 2334 undermines the prospect of Israelis and Palestinians resuming productive, direct, bilateral negotiations.

(3) The passage of United Nations Security Council Resolution 2334 contributes to the politically motivated acts of boycotting, divesting from, and sanctioning Israel and represents a concerted effort to extract concessions from Israel outside of direct, bilateral negotiations between the Israelis and Palestinians, which must be actively rejected.

(4) Any future measures taken by any organization, including the United Nations Security Council, to impose an agreement or para-

meters for an agreement will set back the peace process, harm the security of Israel, contradict the enduring bipartisan consensus on strengthening the United States-Israel relationship, and weaken support for such organizations.

(5) A durable and sustainable peace agreement between Israel and the Palestinians is only possible with direct, bilateral negotiations between the parties resulting in a Jewish, democratic state living next to a demilitarized Palestinian state in peace and security.

(6) The United States government should work to facilitate serious, direct, unconditional negotiations between the parties toward a sustainable peace agreement.

(7) The United States government should oppose and veto future one-sided, anti-Israel United Nations Security Council resolutions that seek to impose solutions to final-status issues.

BE IT FURTHER RESOLVED that the Florida Senate opposes and requests the repeal of United Nations Security Council Resolution 2334 or the fundamental alteration of the resolution so that it:

- (1) Is no longer one-sided and anti-Israel.
- (2) Authorizes all final-status issues toward a two-state solution to be resolved through direct, bilateral negotiations between the parties involved.

BE IT FURTHER RESOLVED that the Secretary of State is directed to dispatch copies of this memorial to the President of the United States, the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and the Israeli Embassy in Washington, D.C., for transmission to the proper authorities of the State of Israel as a tangible token of the sentiments expressed herein.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Artilles moved the following amendment which was adopted:

Amendment 1 (609188)—Delete lines 133-134 and insert:

BE IT FURTHER RESOLVED that copies of this resolution be presented to the President of

On motion by Senator Artilles, **SR 574**, as amended, was adopted and ordered engrossed.

CS for SB 440—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 440**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 401** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Commerce and Tourism; and Rules.

On motion by Senator Gibson—

CS for HB 401—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

—a companion measure, was substituted for **CS for SB 440** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 401** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for SB 416—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of therapy animals or facility dogs in certain proceedings; allowing certain animals to be used when taking the testimony of a person who has an intellectual disability; removing the requirement that certain animals be registered; defining terms; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 416** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Braynon recognized his father, Oscar Braynon, Sr., who was present in the gallery.

On motion by Senator Bean—

CS for SB 396—A bill to be entitled An act relating to student loan debt; creating s. 1009.894, F.S.; defining the term “student loans”; requiring postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

—was read the second time by title.

Senators Hukill and Bean offered the following amendment which was moved by Senator Bean and adopted:

Amendment 1 (540372) (with directory and title amendments)—Delete line 14 and insert: *1009.45 Student loan information.*—

And the directory clause is amended as follows:

Delete line 12 and insert:

Section 1. Section 1009.45, Florida Statutes, is created

And the title is amended as follows:

Delete line 3 and insert: *1009.45, F.S.; defining the term “student loans”;*

Pursuant to Rule 4.19, **CS for SB 396**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

CS for SB 312—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring state, county, municipal, or other law enforcement agencies that conduct lineups to follow specified procedures; requiring eyewitnesses to sign an acknowledgment that they have received the instructions about the lineup procedures from the law enforcement agency; requiring lineup administrators to document the refusal of an eyewitness to acknowledge such receipt; specifying remedies for failing to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and provide training programs on how to conduct lineups; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 312** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for CS for SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners' association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; authorizing an estoppel certificate to be completed by specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring that the authority to charge a fee for the preparation and delivery of estoppel certificates be established by a specified written resolution or provided by a certain type of contract; providing that the right to reimbursement may not be waived or modified by a contract or agreement; requiring that the prevailing party in an action to enforce a right to reimbursement be awarded certain damages, fees, and costs; requiring that certain fees be adjusted every certain number of years using a specified price index; requiring the Department of Business and Professional Regulation to periodically calculate the fees and publish the amounts on its website, subject to certain requirements; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 398** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1052** was deferred.

On motion by Senator Lee—

SB 1048—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was read the second time by title.

Senator Rodriguez moved the following amendments which failed:

Amendment 1 (711880) (with title amendment)—Delete lines 116-137 and insert:
Commission's ratemaking powers of the ~~Public Service Commission~~ under chapter 366; nor shall this act in any way affect the right of any local government to charge appropriate fees or require that construction be in compliance with applicable building construction codes.

Section 4. Paragraph (b) of subsection (2) and subsection (4) of section 403.531, Florida Statutes, are amended to read:

403.531 Effect of certification.—

(2)

(b) *In consideration of the standard for granting variances pursuant to s. 403.201*, the certification may include conditions that constitute variances and exemptions from nonprocedural standards or rules of the department or any other agency which were expressly considered during the certification review unless waived by the agency as provided in s. 403.526 and which otherwise would be applicable to the location of the proposed transmission line corridor or the construction, operation, and maintenance of the transmission lines.

(4) This act does not in any way affect the *commission's* ratemaking powers of the ~~commission~~

And the title is amended as follows:

Delete lines 17-25 and insert: electrical power plant; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; providing an effective

Amendment 2 (157870) (with title amendment)—Between lines 141 and 142 insert:

Section 5. Section 403.5068, Florida Statutes, is created to read:

403.5068 *Application of certain local land use plans and zoning ordinances.—Notwithstanding the exceptions from the definition of development in ss. 163.3221(4)(b)2. and 380.04(3)(b) and (h), all applications under this act, including any associated facilities contemplated by an application, are subject to the requirements of ss. 403.50665, 403.507, 403.508, and 403.509 with regards to consistency and compliance with any local law that has a primary effect of protecting the life, health, or safety of residents. It is the initial responsibility of the affected local government to identify any such laws in the determination filed pursuant to s. 403.50665(2)(b). Once identified, such local laws are subject to review and consideration as required by ss. 403.50665, 403.507, 403.508, and 403.509.*

Section 6. Section 403.5254, Florida Statutes, is created to read:

403.5254 *Application of certain local land use plans and zoning ordinances.—Notwithstanding the exceptions from the definition of development in ss. 163.3221(4)(b)2. and 380.04(3)(b) and (h), all applications under this act are subject to the requirements of ss. 403.526, 403.527, 403.5271, and 403.529 with regards to consistency and compliance with any local law that has a primary effect of protecting the life, health, or safety of residents. It is the initial responsibility of the affected local government to identify any such laws in the determination filed pursuant to s. 403.526(2)(a)5. Once identified, such local laws are subject to review and consideration as required by ss. 403.526, 403.527, 403.5271, and 403.529.*

And the title is amended as follows:

Delete line 25 and insert: underground transmission lines; creating s. 403.5068, F.S.; requiring certain electric power plant siting application processes to consider consistency and compliance with certain local laws; creating s. 403.5254, F.S.; requiring certain electric transmission line siting application processes to consider consistency and compliance with certain local laws; providing an effective

Amendment 3 (293986) (with title amendment)—Between lines 141 and 142 insert:

Section 5. *The amendments made by this act do not apply to applications or refiled applications for facilities or associated facilities, or substantially similar facilities or associated facilities, if such applications or refiled applications were submitted before the effective date of this act or were pending as of the effective date of this act.*

And the title is amended as follows:

Delete line 25 and insert: underground transmission lines; providing applicability; providing an effective

Pursuant to Rule 4.19, **SB 1048** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Latvala, the rules were waived and the following deadlines were applied to **SB 2500** and **SB 2502** to be considered on the Special Order Calendar on Wednesday, April 12, 2017:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Monday, April 10, 2017.
- The deadline for filing amendments to amendments and substitute amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Tuesday, April 11, 2017.
- The amendment deadline for all other bills, including the conforming bills for the budget on the Special Order Calendar will be governed by Rule 7.1, as usual.

On motion by Senator Benacquisto, the rules were waived and **CS for SB 1052** was retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, April 4, 2017: SB 954, SJR 882, SR 574, CS for SB 440, CS for CS for SB 416, CS for SB 396, CS for SB 312, CS for CS for SB 398, CS for CS for SB 1052, SB 1048.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Banking and Insurance recommends the following pass: SB 1582

The Committee on Health Policy recommends the following pass: CS for SB 800; SB 1446

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 1272

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1564

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 490

The Committee on Community Affairs recommends the following pass: SB 484; SB 1496

The Committee on Transportation recommends the following pass: CS for SB 282

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1260

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends the following pass: SB 1276

The bill was referred to the Appropriations Subcommittee on Higher Education under the original reference.

The Committee on Education recommends the following pass: SB 468; SB 1302; SB 1710

The bills were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1032

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Transportation recommends the following pass: CS for SB 832

The bill was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Judiciary recommends the following pass: SB 314

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Community Affairs recommends the following pass: SB 940

The Committee on Criminal Justice recommends the following pass: SB 1228

The bills contained in the foregoing reports were referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 248

The Committee on Education recommends the following pass: SB 856; CS for SB 1224

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 580

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 634

The Special Master on Claim Bills recommends the following pass: SB 40 with 1 amendment; SB 304; SB 310

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 460; SB 7012

The Committee on Commerce and Tourism recommends the following pass: CS for SB 388; CS for SB 1040; CS for SB 1136; CS for SB 1348; SB 1482; SB 1620

The Committee on Community Affairs recommends the following pass: CS for SB 36; CS for SB 42; SB 1470

The Committee on Ethics and Elections recommends the following pass: CS for SB 198

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 862; SB 1166; SB 1526; CS for SB 1654; SB 7024; SB 7026

The Committee on Health Policy recommends the following pass: SB 782

The Committee on Judiciary recommends the following pass: CS for SJR 136; SB 762

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1622

The bill was referred to the Committee on Transportation under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 684; SB 766

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 166

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1310; SB 1668

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1726

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1680

The Committee on Health Policy recommends a committee substitute for the following: SB 732

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1402

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends committee substitutes for the following: SB 1374; SB 1734

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 570

The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1500

The bill with committee substitute attached was referred to the Committee on Education under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 600

The Committee on Community Affairs recommends a committee substitute for the following: SB 1750

The Committee on Criminal Justice recommends a committee substitute for the following: SB 686

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 200

The Committee on Community Affairs recommends committee substitutes for the following: SB 1046; SB 1488

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 476

The bill with committee substitute attached was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 414

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 420

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Rules recommends committee substitutes for the following: CS for SB 264; CS for SB 334

The bills with committee substitute attached were placed on the Calendar.

The Special Master on Claim Bills recommends the following not pass: SB 16; SB 314

The bills were referred to the Committee on Judiciary under the original reference.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 736; CS for SB 986

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Directors, Enterprise Florida, Inc.	
Appointees: Deen Hartley, Sonya Keiser, Belinda	09/30/2019 09/30/2019

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida State University	
Appointee: Duda, Emily F.	01/06/2021
Board of Trustees, New College of Florida	
Appointees: Miranda, Fermin C. Worthington, Norman A. III	01/06/2018 01/06/2021

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Commerce and Tourism; and Regulated Industries; and Senators Steube, Brandes, Hutson, and Young—

CS for CS for SB 166—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.221, F.S.; providing that the ownership, management, operation, or control of up to three vendor’s licenses for the sale of alcoholic beverages by a designated Florida Craft Distillery is not prohibited under specified laws; requiring the Division of Alcoholic Beverages and Tobacco to issue permits to designated Florida Craft Distilleries to conduct certain tastings and sales; requiring such distilleries to pay entry fees and have a representative present during certain events; authorizing the transfer of wine and distilled spirits to vendors by specified wineries and distilleries under certain circumstances; requiring the division to approve certain storage areas; requiring wineries and distilleries to report all such transfers to the division and to include them in monthly excise tax payments; amending s. 565.03, F.S.; redefining the term “craft distillery”; specifying authorized products for sale by craft distilleries; providing limitations on retail sales by craft distilleries to consumers; permitting craft distilleries to retain and renew a vendor’s license under specified circumstances; authorizing craft distilleries to transfer distilled spirits under certain conditions; requiring the division to approve certain storage areas; requiring distilleries to report all such transfers to the division and to include them in monthly excise tax payments; deleting certain prohibitions on the transfer of a distillery license and affiliated ownership; authorizing craft distilleries to apply for a sales room location under certain circumstances; amending s. 565.17, F.S.; authorizing craft dis-

tilleries to conduct tastings under certain circumstances; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Passidomo and Torres—

CS for SB 200—A bill to be entitled An act relating to the temporary respite care of a child; creating s. 409.1761, F.S.; providing legislative findings; providing definitions; authorizing qualified nonprofit organizations to establish programs to provide temporary respite care for children; providing duties and recordkeeping requirements for such organizations; providing screening requirements for certain persons; requiring notification to the Department of Children and Families under certain circumstances; authorizing a volunteer respite family to enter into a contract for care to provide temporary respite care for a child; specifying the duration of a contract for care; specifying the form and execution of the contract; authorizing inspection of documents by the department; providing eligibility; authorizing the department to refer a child for such care; providing applicability; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Artiles—

CS for CS for SB 264—A bill to be entitled An act relating to self-storage; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a self-storage facility owner is not required to have a license to post property for online sale; providing limits for the maximum valuation of property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing an owner to impose and collect a late fee from a tenant under certain circumstances; specifying that late fees in a specified amount are deemed reasonable and do not constitute a penalty; authorizing an owner to charge the tenant certain reasonable expenses incurred in rent collection or lien enforcement; amending s. 713.78, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Steube—

CS for CS for SB 334—A bill to be entitled An act relating to pre-judgment interest; creating s. 55.035, F.S.; requiring a court to include interest on economic damages and costs in the final judgment of a negligence action as a result of a personal injury; specifying the date from which interest accrues; prescribing the applicable interest rate; providing applicability; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senator Grimsley—

CS for CS for SB 414—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

By the Committees on Community Affairs; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 420—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood; revising applicability; authorizing an insurer to issue flood insurance policies on a flexible basis; extending the last date of filing with the Office of Insurance Regulation of certain flood coverage rates that may be established and used by an insurer; specifying a condition for an eligible surplus lines insurer before a surplus lines agent may be excepted from a diligent-effort requirement when exporting flood insurance contracts or endorsements to the insurer; extending the expiration date of the exception; revising applicability of certain notification and filing require-

ments; revising a provision relating to a specified notice required before the procurement of a private flood insurance policy for property currently insured under the National Flood Insurance Program; providing an expiration date for the provision; providing an effective date.

By the Committee on Criminal Justice; and Senator Bean—

CS for SB 476—A bill to be entitled An act relating to terrorism and terrorist activities; amending s. 775.30, F.S.; extending the applicability of the definition of the term “terrorism” to other sections of ch. 775, F.S.; defining the term “terrorist activity”; providing that a violation of specified criminal provisions in furtherance of certain objectives is a crime of terrorism; providing penalties; providing increased penalties if the action results in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 775.31, F.S.; redefining the term “terrorism”; providing applicability; creating s. 775.32, F.S.; defining terms; prohibiting a person from using, attempting to use, or conspiring to use military-type training received from a designated foreign terrorist organization for certain purposes; providing penalties; providing increased penalties if the actions result in death or serious bodily injury; creating s. 775.33, F.S.; defining terms; prohibiting a person from providing material support or resources, or engaging in other specified actions, to violate specified criminal provisions; providing penalties; prohibiting a person from attempting to provide, conspiring to provide, or knowingly providing material support or resources to a designated foreign terrorist organization; providing penalties; providing increased penalties if specified actions result in death or serious bodily injury; specifying the circumstances under which a person provides material support by providing personnel; prohibiting prosecution under certain circumstances; providing legislative intent; requiring the Department of Law Enforcement, in consultation with the Office of the Attorney General, to create specified guidelines; creating s. 775.34, F.S.; providing penalties for a person who willfully becomes a member of a designated foreign terrorist organization and serves under the direction or control of the organization with the intent to further the illegal acts of the organization; defining the term “designated foreign terrorist organization”; creating s. 775.35, F.S.; providing penalties for a person who intentionally disseminates or spreads any type of contagious, communicable, or infectious disease among crops, poultry, livestock, or other animals; providing an affirmative defense; providing increased penalties if specified actions result in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 782.04, F.S.; revising the provisions related to terrorism for murder in the first degree, murder in the second degree, and murder in the third degree to include the terrorism felonies created by this act; reenacting ss. 373.6055(3)(c), 381.95(1), 395.1056(1)(a) and (2), 874.03(7), 907.041(4)(a), 943.0312(2), and 943.0321(2), F.S., relating to the definition of the term “terrorism,” to incorporate the amendment made to s. 775.30, F.S., in references thereto; reenacting ss. 27.401(2), 39.806(1)(d), 63.089(4)(b), 95.11(10), 435.04(2)(e), 435.07(4)(c), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1), (2), (4), (5), (6), and (7), 782.051, 782.065, 903.133, 921.0022(3)(h) and (i), 921.16(1), 947.146(3)(i), 948.06(8)(c), 948.062(1), 985.265(3)(b), and 1012.315(1)(d), F.S., relating to capital felonies, murder in the first degree, murder in the second degree, and murder in the third degree, to incorporate the amendment made to s. 782.04, F.S., in references thereto; reenacting s. 1012.467(2)(g), F.S., relating to terrorism and murder, to incorporate the amendments made to ss. 775.30 and 782.04, F.S., in references thereto; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 570—A bill to be entitled An act relating to public assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to submit a detailed annual report on certain information for individuals subject to mandatory work requirements who receive temporary cash or food assistance; amending s. 445.024, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop and implement a work plan agreement for participants in the temporary cash assistance program; requiring the plan to identify expectations, sanctions, and penalties for noncompliance with work requirements; amending s. 402.82, F.S.; requiring the Department of Children and Families to impose a replacement fee for electronic benefits transfer

cards under certain circumstances; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study; providing study requirements; providing legislative intent; requiring OPPAGA to submit a report by a certain date to the Governor and the Legislature; providing an effective date.

By the Committee on Agriculture; and Senators Grimsley, Montford, and Passidomo—

CS for SB 600—A bill to be entitled An act relating to the Rural Economic Development Initiative; amending s. 288.0656, F.S.; revising legislative intent relating to the Rural Economic Development Initiative; redefining the term “rural area of opportunity”; revising the duties, responsibilities, and membership of the Rural Economic Development Initiative; deleting a provision limiting the number of rural areas of opportunity that may be designated; deleting a provision listing the economic development incentives for which the Governor may waive criteria requirements or similar provisions; deleting a requirement that certain catalyst projects be identified as catalyst projects by Enterprise Florida, Inc.; revising reporting requirements; amending ss. 163.3177, 163.3187, 257.193, 288.019, 288.06561, 290.0055, 290.06561, 337.403, 339.2818, 339.2819, 339.63, 479.16, and 627.6699, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

CS for SB 684—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term “Internet identifier”; defining the term “social Internet communication”; requiring a sexual predator to register each Internet identifier’s corresponding website home page or application software name with the Department of Law Enforcement through the sheriff’s office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual predator to register all electronic mail addresses, Internet identifiers, and Internet identifiers’ corresponding website home pages or application names with the department within 48 hours after using the addresses or identifiers, rather than before using them; providing that the department’s sexual predator registration list is a public record, unless otherwise made exempt or confidential and exempt; revising the information that a sexual predator must report to the sheriff’s office each year; conforming provisions to change made by the act; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff’s office; requiring the sexual offender to report any change to each Internet identifier’s corresponding website home page or application software name in person at the sheriff’s office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual offender to register all electronic mail addresses and Internet identifiers, and each Internet identifier’s corresponding website home page or application software name, with a specified period after using these addresses or identifiers, rather than before using them; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e), F.S., relating to the definition of the term “Internet identifier,” to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Baxley—

CS for SB 686—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; requiring that electronic mail addresses and Internet identifiers of sexual predators or sexual offenders reported pursuant to specified laws be exempt from public records requirements; providing retroactive applicability; providing construction; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

By the Committee on Health Policy; and Senator Steube—

CS for SB 732—A bill to be entitled An act relating to physician assistant workforce surveys; amending ss. 458.347 and 459.022, F.S.; requiring that a physician assistant license renewal include the submission of a physician assistant workforce survey; requiring the Department of Health to report the data collected from such surveys to the boards; providing rulemaking authority; providing an effective date.

By the Committee on Criminal Justice; and Senator Rodriguez—

CS for SB 766—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising the offenses of using a scanning device or reencoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on level 4 of the offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Community Affairs; and Senator Passidomo—

CS for SB 1046—A bill to be entitled An act relating to covenants and restrictions; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in land and other rights; authorizing a property owners' association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners' association to file certain notices; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners' association to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; providing recording requirements for an association; providing a document form for recording by an association to preserve certain covenants or restrictions; providing that failure to file one or more notices does not affect the validity or enforceability of a covenant or restriction or alter the time before extinguishment under certain circumstances; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Artilles—

CS for SB 1310—A bill to be entitled An act relating to state employment; repealing s. 110.181, F.S., relating to Florida State Employees' Charitable Campaign; creating s. 110.182, F.S.; prohibiting an organization, entity, or person from intentionally soliciting state employees for fundraising or business purposes within specified areas during specified times; providing exemptions; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Perry and Broxson—

CS for SB 1374—A bill to be entitled An act relating to transportation; directing the Department of Transportation to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending s. 320.08056, F.S.; establishing an annual use fee for the Ethical Ecotourism license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop the Ethical Ecotourism license plate; providing for distribution and use of fees collected from the sale of the plate; amending s. 320.089, F.S.; creating a special license plate for recipients of the Bronze Star medal; providing parameters for the design of the plate; making technical changes; providing effective dates.

By the Committee on Community Affairs; and Senator Latvala—

CS for SB 1402—A bill to be entitled An act relating to local governmental financial emergencies; amending s. 218.503, F.S.; expanding the entities that have oversight over local governmental entities, charter schools, charter technical career centers, and district school boards under certain circumstances; specifying the number of members to be on a financial emergency board; specifying the manner of appointing members to the board; providing qualifications of members and the chair of the board; revising the information to which the board has access; requiring the adoption of rules to conduct board business; authorizing the board to hire or retain legal counsel; requiring recommendations and reports to be submitted to specified entities; providing that certain board members of a local governmental entity or district school board who fail to vote affirmatively to take certain actions in certain circumstances are subject to suspension by the Governor; amending s. 218.504, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Community Affairs; and Senator Clemens—

CS for SB 1488—A bill to be entitled An act relating to annexation procedures for municipalities; amending s. 171.0413, F.S.; specifying circumstances under which a vote of the electors in the area to be annexed is not required; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Mayfield—

CS for SB 1500—A bill to be entitled An act relating to retirement of instructional personnel and administrative personnel; amending s. 121.091, F.S.; revising limitations on the maximum length of participation in the Deferred Retirement Option Program for certain instructional personnel and administrative personnel; requiring an employer to notify the Division of Retirement of the Department of Management Services regarding any change in termination date and program participation for each affected member; providing a statement of important state interest; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Perry and Artilles—

CS for SB 1668—A bill to be entitled An act relating to the use of state funds; amending s. 112.061, F.S.; providing a limitation on actual

expenses of certain lodging that may be reimbursed for a state agency or judicial branch employee; authorizing an employee to expend his or her own funds on lodging expenses that exceed a specified amount; amending s. 286.27, F.S.; prohibiting the use of state funds to purchase alcoholic beverages and to purchase food or beverages for certain state agency appreciation or recognition events; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Baxley and Steube—

CS for SB 1680—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; redefining the term “permanency goal”; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.6035, F.S.; requiring a transition plan to be approved before a child reaches 18 years of age; amending s. 39.621, F.S.; specifying the circumstances under which the permanency goal of maintaining and strengthening the placement with a parent may be used; amending s. 409.996, F.S.; requiring the Department of Children and Families to ensure that an adequate array of services is available; providing an effective date.

By the Committee on Agriculture; and Senators Montford and Powell—

CS for SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing specified state universities to develop industrial hemp pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring authorization from a university’s board of trustees before the university may implement a pilot project; requiring pilot projects to comply with rules adopted by the Department of Agriculture and Consumer Services; providing requirements for such rules; requiring the specified state universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature; prohibiting projects from being funded with public funds; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Rouson—

CS for SB 1734—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; providing for special license plates to be issued to Bronze Star or Bronze Star with the “V” device recipients; making technical changes; providing an effective date.

By the Committee on Community Affairs; and Senator Rodriguez—

CS for SB 1750—A bill to be entitled An act relating to special districts; amending s. 189.069, F.S.; requiring a special district to post on its website all meeting minutes within a specified time and have the information remain on the website for a specified period; amending s. 190.046, F.S.; removing a filing fee paid to counties or municipalities under certain circumstances when petitions to contract the boundaries of a community development district are filed with the Florida Land and Water Adjudicatory Commission; conforming provisions to changes made by the act; authorizing the board of supervisors by majority vote to transfer its assets and operating and maintenance responsibilities to the private sector or to a certain local general-purpose government if the district has no outstanding financial obligations; requiring the district to terminate upon such transfer, subject to certain requirements; providing for a referendum to dissolve the district, subject to certain requirements and restrictions; specifying requirements for the petition and the referendum; requiring the district to dissolve if a majority of the qualified voters approve the referendum, subject to certain requirements; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

Office and Appointment

For Term
Ending

Board of Governors of the State University System	
Appointee: Jordan, Darlene L., Palm Beach	01/06/2019

Referred to the Committees on Education; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 105 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Cruz, Abruzzo, Asencio, Baez, Davis, DuBose, Duran, Geller, Jacobs, Jenne, Lee, Pritchett, Richardson, Shaw, Watson, C., Williams—

CS for HB 105—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.68, F.S.; requiring the supervisor of elections to notify each elector whose vote-by-mail ballot has been rejected as illegal of the process to cure such ballot; requiring the supervisor of elections to make a good faith effort to notify the elector within a specified time; requiring the supervisor to allow submission of an affidavit to cure specified signature discrepancies; providing procedures to be used by the supervisor of elections in verifying an elector's signature; revising vote-by-mail ballot affidavit instructions; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 327 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Careers & Competition Subcommittee and Representative(s) Yarborough, Byrd, Davis, Donalds, Fischer, Massullo, Ponder, Silvers, Spano, White—

CS for HB 327—A bill to be entitled An act relating to household movers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6007 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Avila, Ingoglia, Brodeur, Diaz, M., Drake, Eagle, Edwards, Jacquet, Mariano, Massullo, Plakon, Stevenson, Stone—

HB 6007—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(35) and (87), F.S., relating to the definitions of "local hearing officer" and "traffic infraction detector"; repealing ss. 316.008(8), 316.0083, and 316.00831, F.S., relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations; repealing s. 316.07456, F.S., relating to transitional implementation of such detectors; repealing s. 316.0776, F.S., relating to placement and installation of traffic infraction detectors; repealing s. 318.15(3), F.S., relating to failure to comply with a civil penalty; repealing s. 321.50, F.S., relating to the authorization to use traffic infraction detectors; amending ss. 28.37, 316.003, 316.545, 316.613, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, 322.27, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7007 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Brodeur—

HB 7007—A bill to be entitled An act relating to state group insurance program; amending s. 110.123, F.S.; revising applicability of certain definitions; defining the term "plan year"; authorizing the state insurance program to include additional benefits; authorizing an employee to use a specified portion of the state's contribution to purchase additional program benefits and supplemental benefits under certain circumstances; providing for the program to offer health plans in specified benefit levels; requiring the Department of Management Services to develop a plan for implementation of the benefit levels; providing reporting requirements; providing for expiration of the implementation plan; creating s. 110.12303, F.S.; authorizing additional benefits to be included in the program; requiring the department to contract with at least one entity that provides comprehensive pricing and inclusive services for surgery and other medical procedures; providing contract and reporting requirements; requiring the department to contract with an entity to provide enrollees with online information on health care services and providers; providing contract and reporting requirements; creating s. 110.12304, F.S.; directing the department to contract with an independent benefits consultant; providing qualifications and duties of the independent benefits consultant; providing reporting requirements; providing that the department shall determine and recommend premiums for enrollees for the 2018 plan year; providing requirements for the determination of premiums; requiring the department to submit premium rates to the Legislative Budget Commission by a specified date for review and approval; requiring premium rates to be consistent with the total budgeted amount for the program in

the General Appropriations Act for the 2017-2018 fiscal year; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7035 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Roth—

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., which provides an exemption from public record requirements for non-published reports or data related to certain studies or research conducted, caused to be conducted, or funded by the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Agriculture; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7045 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Raulerson—

HB 7045—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S., relating to an exemption from public record requirements for social security numbers and property identifiers contained in reports of unclaimed property; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7067 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Rommel—

HB 7067—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S.; revising the definition of the term "proprietary business information" as used in an exemption from public record requirements relating to information provided by title insurance agencies and insurers to the Office of Insurance Regulation; removing the scheduled repeal of an exemption; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

ENROLLING REPORTS

SB 500, SB 502, CS for SB 504, SB 506, SB 7008 and SB 7010 have been enrolled, signed by the required constitutional officers, and presented to the Governor on March 31, 2017.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 30 was corrected and approved.

CO-INTRODUCERS

Senators Artiles—SB 442, SB 1668, SB 1682; Baxley—SB 1398; Bean—SB 940; Braynon—CS for SB 852; Galvano—SB 862, SB 1166; Hutson—SB 406; Latvala—SB 1482; Mayfield—SB 7012; Montford—SB 158; Perry—SB 704, SB 1038; Powell—SB 1726; Rouson—CS for SB 110; Stargel—CS for SB 60, CS for SB 1272; Torres—SB 358; Young—SB 782

Senator Powell withdrew as co-introducer of CS for CS for SJR 134.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:06 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Thursday, April 6 or upon call of the President.

SENATE PAGES

April 3-7, 2017

Samuel Clarke, Boca Raton; Johnny Farias, Homestead; Jane Honorat, Miramar; Andrew LaCoursiere, Atlantis; Molly Lovestrand, Floral City; Elijah Marseille, Miami; Ryan Plante, Tallahassee; Lucas Qualls, Atlantis; Koda Robillard, Pittsboro, North Carolina; Kiara Thompson, Tallahassee; Jansen Walker, Wauchula; Kayla Woodie, Hialeah



Journal of the Senate

Number 10—Regular Session

Wednesday, April 5, 2017

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REPORTS OF COMMITTEES

The Committee on Health Policy recommends the following pass: SB 1056

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 822

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Ethics and Elections recommends the following pass: SB 1160

The Committee on Regulated Industries recommends the following pass: SB 294; SB 1370

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Judiciary recommends the following pass: CS for SB 530; CS for SB 1002; CS for SB 1206

The bills were referred to the Committee on Rules under the original reference.

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1070

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1604

The Committee on Health Policy recommends a committee substitute for the following: SB 1550

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 922; SB 1012

The bills with committee substitute attached were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1756

The Committee on Health Policy recommends a committee substitute for the following: SB 1578

The Committee on Judiciary recommends a committee substitute for the following: SB 310

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 868; SB 984; SB 1314; SB 1368; SB 1468; SB 1552; SB 1598

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1770

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1354

The Committee on Regulated Industries recommends a committee substitute for the following: SB 830

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 1678

The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends committee substitutes for the following: SB 14; SB 40; SB 304

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1372

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 680

The bill with committee substitute attached was referred to the Committee on Criminal Justice under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1008; SB 1014; SB 1084

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1072

The Committee on Health Policy recommends a committee substitute for the following: SB 840

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 150

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 598

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1352

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1520

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 958

The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 724

The Committee on Education recommends committee substitutes for the following: CS for SB 496; CS for SB 1330

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 726

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 110; CS for SB 492

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1316

The Committee on Criminal Justice recommends a committee substitute for the following: SB 918

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Transportation under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Artiles—

CS for SB 14—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the Estate of Aaron Beauchamp, by the St. Lucie County School Board; providing for an appropriation to compensate the Estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

By the Committee on Judiciary; and Senator Galvano—

CS for SB 40—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to the Sean R. McNamee Irrevocable Trust as compensation for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Education; and Senators Brandes and Rouson—

CS for CS for SB 110—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Criminal Justice; and Senators Steube, Baxley, Passidomo, Artiles, and Mayfield—

CS for SB 150—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating

the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; authorizing a court to depart from a mandatory minimum sentence for drug trafficking if the court finds compelling reasons that the mandatory minimum sentence is not necessary for the protection of the public; requiring a court to submit written reasons for such departure to the Office of Economic and Demographic Research; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term "possession of a controlled substance"; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to s. 948.01, F.S., in references thereto; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

By the Committee on Judiciary; and Senator Thurston—

CS for SB 304—A bill to be entitled An act for the relief of Dustin Reinhardt by the Palm Beach County School Board; providing for an appropriation and annuity to compensate him for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

By the Committee on Judiciary; and Senator Rodriguez—

CS for SB 310—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Young—

CS for CS for SB 492—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; authorizing the disclosure of such information under certain circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Education; and Health Policy; and Senators Brandes and Passidomo—

CS for CS for SB 496—A bill to be entitled An act relating to medical faculty and medical assistant certification; amending s. 456.013, F.S.; requiring the Department of Health to process certain applications for a temporary certificate using a personal identification number in lieu of a social security number under specified circumstances; amending s. 458.3137, F.S.; revising the circumstances under which a visiting physician may be issued a temporary certificate to obtain limited medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of institutions at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificate-holder to practice at certain specialty-licensed children's hospitals; revising provisions to authorize the medical director of certain specialty-licensed children's hospitals to request the provision of medical care and treatment in connection with education; amending s. 458.3485, F.S.; providing a requirement to earn a certified medical assistant credential; amending s. 483.291, F.S.; revising qualifications for employment as a medical assistant in a multiphasic health testing center; providing an effective date.

By the Committee on Ethics and Elections; and Senator Gibson—

CS for SB 598—A bill to be entitled An act relating to the canvassing of provisional ballots; amending s. 97.053, F.S.; revising a reference to the deadline for a person who cast a provisional ballot to present evidence verifying authenticity of certain information in a voter registration application, to conform; amending s. 101.048, F.S.; extending the timeframe for which a person who cast a provisional ballot may present written evidence supporting his or her eligibility to vote; revising requirements for instructions provided to a person who casts a provisional ballot, to conform; requiring the supervisor to provide certain notification to a person whose provisional ballot was rejected; requiring the supervisor to allow a person who voted a provisional ballot to present identification and submit an affidavit to cure an unsigned Provisional Ballot Voter's Certificate and Affirmation or a provisional ballot rejected due to a signature discrepancy; prescribing the form and content of the affidavit; providing instructions to accompany each affidavit; requiring the affidavit, instructions, and the supervisor's contact information to be posted on specified websites; requiring the supervisor to attach a received affidavit to the corresponding provisional ballot envelope; providing an effective date.

By the Committees on Banking and Insurance; and Judiciary; and Senators Baxley and Garcia—

CS for CS for SB 680—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; prohibiting a person or entity that charges a fee for facilitating the release of a defendant through the posting of a cash bond from using the term "bail" in advertisements and printed materials posted in a jail; requiring a certain disclaimer in such materials; deleting a provision relating to circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.28, F.S.; revising the amount of forfeiture to be remitted under specified conditions; amending s. 903.31, F.S.;

specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

By the Committees on Banking and Insurance; and Judiciary; and Senator Passidomo—

CS for CS for SB 724—A bill to be entitled An act relating to estates; amending s. 732.2025, F.S.; conforming cross-references; amending s. 732.2035, F.S.; providing that a decedent's property interest in the protected homestead is included in the elective estate; amending s. 732.2045, F.S.; revising the circumstances under which the decedent's property interest in the protected homestead is excluded from the elective estate; amending s. 732.2055, F.S.; providing for the valuation of the decedent's protected homestead under certain circumstances; amending s. 732.2075, F.S.; conforming cross-references; amending s. 732.2085, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share with respect to certain property; amending s. 732.2095, F.S.; revising provisions relating to the valuation of a surviving spouse's interest in property to include protected homestead; conforming cross-references; amending s. 732.2115, F.S.; conforming a cross-reference; amending s. 732.2135, F.S.; revising the period within which a specified person may petition the court for an extension of time for making an election; removing a provision authorizing assessment of attorney fees and costs if an election is made in bad faith; amending s. 732.2145, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share after a certain date; creating s. 732.2151, F.S.; providing for the award of fees and costs in certain elective share proceedings; providing that a court may direct payment from certain sources; providing applicability; amending s. 738.606, F.S.; providing that a surviving spouse may require a trustee of a marital or elective share trust to make property productive of income; providing applicability; providing an effective date.

By the Committee on Ethics and Elections; and Senators Powell and Campbell—

CS for SB 726—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; providing supervisors of elections the option to allow an elector to vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the site's hours of operation; requiring the Division of Elections to adopt rules; providing an effective date.

By the Committee on Regulated Industries; and Senator Baxley—

CS for SB 830—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., under certain circumstances, for certain securities dealers, investment advisers, and associated persons; providing an effective date.

By the Committee on Health Policy; and Senator Clemens—

CS for SB 840—A bill to be entitled An act relating to controlled substance prescribing; amending s. 456.44, F.S.; defining the term "acute pain"; limiting the quantity of opioids that may be prescribed for acute pain in certain circumstances; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program's database; specifying when a revised reporting requirement takes effect; amending s. 463.0055, F.S.; conforming a cross-reference; providing effective dates.

By the Committee on Education; and Senator Baxley—

CS for SB 868—A bill to be entitled An act relating to educational options and services; amending s. 413.011, F.S.; providing that a client of the Division of Blind Services is considered an employee of the state for workers' compensation coverage; creating s. 413.209, F.S.; providing that a specified client of the Division of Vocational Rehabilitation is considered an employee of the state for workers' compensation coverage; amending s. 1002.31, F.S.; revising available controlled open enrollment options to include virtual charter schools and district virtual programs; amending ss. 1002.37 and 1002.45, F.S.; revising student eligibility requirements for the Florida Virtual School and virtual instruction programs; repealing s. 1002.455, F.S., relating to student eligibility for K-12 virtual instruction; amending s. 1003.4282, F.S.; specifying diploma designation and work experience options available for a student with a disability; amending s. 1003.52, F.S.; revising the type of programs and participants served in Department of Juvenile Justice education programs; amending s. 1004.015, F.S.; revising the membership of the Higher Education Coordinating Council; amending s. 1004.04, F.S.; requiring an institution that seeks initial approval after a specified date to offer a graduate-level teacher preparation program to offer students certain options; amending s. 1007.27, F.S.; requiring Advanced International Certificate of Education Program and International General Certificate of Secondary Education Program courses that a student may receive credit for to be specified in the statewide articulation agreement; amending s. 1007.271, F.S.; specifying that career dual enrollment is an option for students to earn career certificates leading to industry certifications; expanding the rulemaking authority of the State Board of Education; authorizing the Commissioner of Education to approve a statewide dual enrollment articulation agreement for the Florida Virtual School; amending ss. 1002.33, 1003.498, and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 918—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; authorizing a court to order placement of an ignition interlock device as a condition of probation, subject to certain requirements; requiring the court to withhold adjudication if a person convicted of a certain offense voluntarily places, or if the court orders placement of, an ignition interlock device, under certain circumstances; providing that failure of the person to comply with the full terms of the order requiring placement of an ignition interlock device may result in the court ordering an adjudication of guilt; defining the term "conviction"; amending s. 316.1937, F.S.; requiring a court that imposes the use of an ignition interlock device to provide certain discounts on the monthly leasing fee for the device, if the person documents that he or she meets certain income requirements; waiving costs associated with installation and removal of the device in certain circumstances; providing an effective date.

By the Committee on Banking and Insurance; and Senator Garcia—

CS for SB 922—A bill to be entitled An act relating to insurance adjusters; amending s. 624.501, F.S.; deleting a fee for an original or renewal license for an adjusting firm; amending s. 626.015, F.S.; conforming a cross-reference; amending s. 626.022, F.S.; revising applicability of the Licensing Procedures Law to include adjusting firms; amending s. 626.112, F.S.; prohibiting certain entities from acting as insurance adjusting firms without specified licenses; providing an exemption; providing construction; specifying that an unlicensed firm is subject to a certain administrative penalty; deleting a requirement for the Department of Financial Services to automatically convert a certain registration to an insurance agency license as of a certain date; amending s. 626.854, F.S.; redefining the term "public adjuster"; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the method for an insured or claimant to provide certain notice to an insurer; providing construction relating to certain limitations on insurance claim payments and public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance

claim; conforming a cross-reference; prohibiting persons from conducting certain activities relating to insurance claims; providing an exception for attorneys and public adjusters; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term “all-lines adjuster”; creating s. 626.8561, F.S.; defining the term “public adjuster apprentice”; amending s. 626.8584, F.S.; redefining the term “nonresident all-lines adjuster”; amending s. 626.861, F.S.; revising construction relating to employees of an insurer; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; requiring public adjuster apprentices to be appointed, rather than licensed, by the department; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters who supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of public adjuster apprentices; conforming provisions to changes made by the act; amending s. 626.8695, F.S.; revising requirements for designating primary adjusters; redefining the term “primary adjuster”; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm location conducting insurance business under certain circumstances; revising procedures for an adjusting firm to determine a person’s current licensure status; amending s. 626.8696, F.S.; revising conditions for the issuance of an adjusting firm license; revising application requirements for such license; providing rulemaking authority of the department; prohibiting the department from requiring certain information on an application; providing for expiration of such license; repealing s. 626.872, F.S., relating to all-lines adjuster temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue adjuster licenses in the event of catastrophes or emergencies; amending s. 626.875, F.S.; revising the minimum time period in a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters and all-lines adjusters and appointed independent adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; amending s. 626.9953, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Banking and Insurance; and Senator Thurston—

CS for SB 958—A bill to be entitled An act relating to financial institutions; amending s. 658.21, F.S.; revising an applicable timeframe of a minimum financial institution experience requirement for certain proposed directors of a bank or trust company applicant; amending s. 658.33, F.S.; revising minimum qualifications for the board of directors and certain officers of banks or trust companies; providing an effective date.

By the Committee on Education; and Senators Bean, Broxson, Mayfield, Brandes, Baxley, and Garcia—

CS for SB 984—A bill to be entitled An act relating to the shared use of public school playground facilities; creating s. 1013.101, F.S.; providing legislative findings and intent; defining terms; requiring the Department of Education to provide specified assistance to school districts; providing for funding as established in the General Appropriations Act; specifying funding allocation guidelines; requiring the department to annually post information regarding specified allocations on its website and report to the Legislature; requiring the department to develop an application process for school districts; requiring funding priority to be given to high-need communities; requiring reports to the Legislature by specified dates; creating the Shared Use Task Force within the department; specifying the purpose and membership of the task force; providing requirements for electing a task force chair and vice chair and conducting its meetings; requiring the department to provide the task force with necessary staff; requiring the task force to submit a report to the Legislature by a specified date; providing for expiration of the task force; providing for rulemaking; providing an effective date.

By the Committee on Banking and Insurance; and Senators Perry and Bradley—

CS for SB 1008—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for the personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services; defining the term “personal identifying information”; specifying circumstances under which the department may disclose such information; providing retroactive applicability; providing a criminal penalty for willful and knowing disclosure of such information; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 1012—A bill to be entitled An act relating to insurer anti-fraud efforts; reordering and amending s. 626.9891, F.S.; defining and revising definitions; requiring every insurer to designate at least one primary anti-fraud employee for certain purposes; requiring insurers to adopt an anti-fraud plan; revising insurer requirements in providing anti-fraud information to the Department of Financial Services; requiring specified information to be filed annually with the department; revising the information to be provided by insurers who write workers’ compensation insurance; requiring each insurer to provide annual anti-fraud education and training; requiring insurers who submit an application for a certificate of authority after a specified date to comply with the section; providing penalties for failure to comply with requirements of the section; creating s. 626.9896, F.S.; providing legislative intent; creating a grant program to fund the Insurance Fraud Dedicated Prosecutor Program within the department; requiring moneys that are appropriated for the program be used to fund specific attorney and paralegal positions; specifying procedures to be used by state attorneys’ offices when applying for biennial grants; specifying that grants are for two years but authorizing the division to renew the grants; specifying procedures to be used by the department in awarding grant funds; requiring the Division of Investigative and Forensic Services to provide an annual report to the Executive Office of the Governor, the Speaker of the House of Representatives, and the Senate President; specifying information to be contained in the report; authorizing the department to adopt rules to administer and implement the insurance fraud dedicated prosecutor program; amending s. 641.3915, F.S.; deleting obsolete provisions; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brandes—

CS for SB 1014—A bill to be entitled An act relating to public records; amending s. 626.9891, F.S.; providing an exemption from public records requirements for reports, documents, or other information relating to the investigation and tracking of insurance fraud submitted by insurers to the Department of Financial Services; providing for future legislative review and repeal of the exemption; providing retroactive applicability; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Ethics and Elections; and Senator Hutson—

CS for SB 1070—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to enter into certain interstate agreements or become a member of a nongovernmental entity to verify voter registration information; requiring the department to share certain information with supervisors of elections; establishing requirements for participation in such agreements or memberships; establishing reporting requirements; providing an effective date.

By the Committee on Ethics and Elections; and Senator Hutson—

CS for SB 1072—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; creating a public records exemption for certain information received by the Department of State through an interstate agreement from another state which is confidential or exempt pursuant to the laws of that state; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Banking and Insurance; and Senator Stargel—

CS for SB 1084—A bill to be entitled An act relating to firefighters; creating s. 633.415, F.S.; providing for the designation as a Lifetime Firefighter; providing requirements for such designation; providing responsibilities of the Division of State Fire Marshal within the Department of Financial Services; authorizing the division to investigate reports, complaints, or felony convictions concerning Lifetime Firefighters; authorizing the division to adopt rules; providing an effective date.

By the Committee on Education; and Senator Grimsley—

CS for SB 1314—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education's duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department's duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation; revising the date upon which certain private schools must submit a required report; specifying that certain actions of the private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1012.98, F.S.; authorizing specified eligible nonprofit scholarship-funding organizations to develop a professional development system; providing an effective date.

By the Committee on Banking and Insurance; and Senator Bracy—

CS for SB 1316—A bill to be entitled An act relating to preinsurance inspection; amending s. 627.744, F.S.; revising construction; authorizing insurers to opt out of preinsurance inspections of private passenger motor vehicles; requiring insurers opting out to file a certain manual rule with the Office of Insurance Regulation; authorizing such insurers to establish their own preinsurance inspection requirements, which must be included in the filed manual rule; providing that applicants may be required to pay the cost of the inspection up to a specified amount; deleting an obsolete provision; providing an effective date.

By the Committees on Education; and Judiciary; and Senator Stargel—

CS for CS for SB 1330—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115, F.S.; specifying that concealed weapon and concealed firearm licensees are not prohibited by specified laws from carrying such weapons or firearms on private school property under a specified circumstance; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Young—

CS for SB 1352—A bill to be entitled An act relating to the Division of Administrative Hearings; amending s. 110.205, F.S.; revising positions at the division that are exempt from the Career Service System; amending s. 120.65, F.S.; requiring the chief administrative law judge

to appoint administrative law judges; prohibiting an administrative law judge from engaging in the private practice of law during his or her term of office; requiring the chief administrative law judge to appoint administrative law judges from nominees recommended by a statewide nominating commission; specifying the composition and term lengths of members of the commission; providing that meetings and determinations of the commission be open to the public; providing that the commission be administratively housed within the division; specifying term lengths of administrative law judges; prescribing procedures for the commission to review a judge's performance before the expiration of a term; requiring the chief administrative law judge to take certain action regarding a judge after the commission's review; providing for initial appointments of administrative law judges and staggered terms; providing transitional provisions; providing an effective date.

By the Committee on Health Policy; and Senators Young and Mayfield—

CS for SB 1354—A bill to be entitled An act relating to medical specialties; creating s. 456.0291, F.S.; requiring the Department of Health to issue a certificate authorizing recognizing agencies to grant certain licensed physicians formal recognition as specialists in a particular area if the recognizing agency submits a completed application to the department and meets specified requirements; authorizing the Board of Medicine and the Board of Osteopathic Medicine to adopt rules to implement the certificate process; providing that a physician who meets certain criteria may advertise himself or herself as a board-certified specialist; amending ss. 458.3312 and 459.0152, F.S.; providing that a physician may not hold himself or herself out as a board-certified specialist unless the physician has received formal recognition as a specialist from specified entities or a recognizing agency that has received a certificate issued by the department; providing an effective date.

By the Committee on Education; and Senators Perry and Mayfield—

CS for SB 1368—A bill to be entitled An act relating to exceptional students; amending s. 1002.20, F.S.; authorizing a parent to request and be granted permission for a student's absence from school for treatment of autism spectrum disorder by a licensed health care practitioner; amending s. 1003.21, F.S.; requiring each district school board to adopt an attendance policy authorizing a student's absence for treatment of autism spectrum disorder; amending s. 1003.24, F.S.; revising an exemption relating to parental responsibility for nonattendance of a student to include treatment for autism spectrum disorder; amending s. 1003.57, F.S.; prohibiting certain school districts from declining to provide or contract for certain students' educational instruction; providing for funding of such students; providing an effective date.

By the Committee on Regulated Industries; and Senator Perry—

CS for SB 1372—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.516, F.S.; specifying that provisions regulating certified electrical contractors and certified alarm system contractors do not prevent such contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; providing an effective date.

By the Committee on Education; and Senator Galvano—

CS for SB 1468—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate with specified entities to assess needs for resources and assistance in an emergency situation; creating s. 1003.481, F.S.; creating the Early Childhood Music Education Incentive Pilot Program within the Department of Education for a specified period; providing for school district eligibility; providing comprehensive music education program requirements; providing for school district selection, funding, and pro-

gram payments; requiring selected school districts to annually provide a specified certification to the Commissioner of Education; requiring a selected school district to return funds under certain circumstances; requiring the University of Florida's College of Education to perform an evaluation; authorizing the State Board of Education to adopt rules; providing for expiration of the pilot program; amending s. 1004.345, F.S.; extending the timeframe by which the Florida Polytechnic University must meet specified criteria established by the Board of Governors of the State University System; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 1520—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; revising legislative findings; requiring a plan of termination to be approved by the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation and meet specified requirements for a condominium form of ownership to be terminated for all or a portion of the condominium property under certain circumstances; revising voting requirements for the rejection of a plan of termination; increasing the amount of time before a new plan of termination may be considered after a previous rejection under certain conditions; revising the requirements to qualify for payment as a homestead owner; revising and providing notice requirements; requiring the division to examine a plan of termination and provide specified notice within a certain timeframe; providing applicability; specifying that a plan of termination is presumed to be accepted if notice is not provided within the specified timeframe; providing an appropriation and authorizing a position; providing an effective date.

By the Committee on Health Policy; and Senator Artiles—

CS for SB 1550—A bill to be entitled An act relating to health information transparency; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to contract with a vendor to evaluate health information technology activities to identify best practices and methods to increase interoperability; requiring a report to the Legislature by a specified date; amending s. 409.901, F.S.; revising the definition of the term “third party” for purposes of liability for payment of certain medical services covered by Medicaid; amending s. 409.910, F.S.; revising provisions relating to responsibility for Medicaid payments in settlement proceedings; extending the period of time for filing a claim of lien filed for purposes of third-party liability; extending the period of time within which the agency is authorized to pursue certain causes of action; revising procedures for a recipient to contest the amount payable to the agency when federal law limits reimbursement under certain circumstances; requiring certain entities responsible for payment of claims to provide certain records and information and respond to requests for payment of claims within a specified timeframe as a condition of doing business in the state; providing circumstances under which such parties are obligated to pay claims; deleting provisions relating to cooperative agreements between the agency, the Office of Insurance Regulation, and the Department of Revenue; providing an effective date.

By the Committee on Education; and Senator Simmons—

CS for SB 1552—A bill to be entitled An act relating to the Florida Best and Brightest Teacher and Principal Scholar Award Program; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Teacher and Principal Scholar Award Program to be administered by the Department of Education; providing the intent and purpose of the program; providing eligibility requirements for classroom teachers and school administrators to participate in the program; providing timelines and requirements for program implementation; providing funding priorities; defining the term “school district”; requiring the State Board of Education to adopt rules; providing an effective date.

By the Committee on Health Policy; and Senator Gibson—

CS for SB 1578—A bill to be entitled An act relating to diabetes educators; amending s. 456.001, F.S.; redefining the term “health care practitioner” to include diabetes educators; creating part XVII of ch. 468, F.S., entitled “Diabetes Educators”; providing legislative findings and intent; requiring implementation by a specified date; providing definitions; providing requirements for registration as a diabetes educator; requiring the Department of Health to renew a registration under certain circumstances; requiring the department to adopt rules for biennial renewal of registrations; requiring the department to establish specified fees; prohibiting an unregistered person from certain activities relating to diabetes self-management training; providing exemptions; authorizing the department to take disciplinary action against an applicant or registrant for specified violations; authorizing rulemaking; providing an effective date.

By the Committee on Education; and Senator Brandes—

CS for SB 1598—A bill to be entitled An act relating to education; amending s. 944.801, F.S.; authorizing the Department of Corrections to contract with charter schools to provide education services to the Correctional Education Program; creating s. 1003.631, F.S.; creating the Schools of Excellence Program; providing for designation as a School of Excellence; providing requirements for a School of Excellence; providing for redesignation; authorizing Schools of Excellence to have specified administrative flexibilities; authorizing certain teachers to earn a professional certificate by completing a specified program; amending s. 1012.28, F.S.; providing additional authority and responsibilities to the principal of a School of Excellence; providing that newly assigned principals of certain schools must be provided specified authority and responsibilities; amending s. 1012.56, F.S.; providing that successful completion of a specified program demonstrates mastery of certain skills; revising the criteria instructional personnel must meet to be issued a professional certificate; providing that an applicant for professional certification is not required to take or pass a specified examination under certain circumstances; providing requirements for the development and implementation of a comprehensive teacher mentorship certification program; providing the purpose of the program; requiring the Department of Education to adopt standards for the approval of district-developed programs; providing requirements for such standards; providing program requirements; providing peer mentor requirements; amending s. 1012.585, F.S.; providing that instructional personnel may substitute 1 year of specified employment for a certain amount of inservice points within a certain cycle for certificate renewal; providing such employment does not satisfy a specified credit hour requirement; amending s. 1012.98, F.S.; revising the activities designed to implement the School Community Professional Development Act to include specified training relating to the comprehensive teacher mentorship program; revising requirements for school district professional development systems; requiring the department to disseminate professional development programs that meet specified criteria; creating s. 1013.29, F.S.; authorizing certain high school educational facilities to be located on a public or private postsecondary institution campus under certain circumstances; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senator Bracy—

CS for CS for SB 1604—A bill to be entitled An act relating to the Department of Corrections; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspec-

tion; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time can be earned; amending s. 944.597, F.S.; revising provisions relating to training of a transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; amending s. 947.149, F.S.; defining the term "inmate with a debilitating illness"; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; providing criteria for eligibility; requiring the department to refer an eligible inmate for release; requiring the Commission on Offender Review to verify the referral; requiring that the department's referral for release include certain documents; providing an effective date.

By the Committee on Transportation; and Senator Garcia—

CS for SB 1678—A bill to be entitled An act relating to motor vehicle applicants, licensees, and dealers; amending s. 320.64, F.S.; providing that a motor vehicle dealer who constructs or alters sales or service facilities in reliance upon a program or incentive offered by an applicant or licensee is deemed to be in compliance with certain requirements for a specified period; specifying eligibility for benefits under a revised or new program, standard, policy, bonus, incentive, rebate, or other benefit; providing construction; authorizing denial, suspension, or revocation of the license of an applicant or licensee who establishes certain performance measurement criteria that have a material or adverse effect on motor vehicle dealers; requiring an applicant, licensee, or common entity, or an affiliate thereof, under certain circumstances and upon the request of the motor vehicle dealer, to describe in writing to the motor vehicle dealer how certain performance measurement criteria were designed, calculated, established, and uniformly applied; reenacting s. 320.6992, F.S., relating to provisions that apply to all systems of distribution of motor vehicles in this state, to incorporate the amendment made to s. 320.64, F.S., in references thereto; reenacting ss. 320.60, 320.605, 320.61, 320.615, 320.62, 320.63, 320.6403, 320.6405, 320.641, 320.6412, 320.6415, 320.642, 320.643, 320.644, 320.645, 320.646, 320.664, 320.67, 320.68, 320.69, 320.695, 320.696, 320.697, 320.6975, 320.698, 320.699, 320.69915, and 320.70, F.S., to incorporate the amendment made to s. 320.64, F.S.; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 1756—A bill to be entitled An act relating to examination and treatment of individuals with mental illness; amending s. 394.453, F.S.; revising legislative intent; amending s. 394.455, F.S.; providing, revising, and deleting definitions; amending s. 394.457, F.S.; providing responsibilities of the Department of Children and Families for a comprehensive statewide mental health and substance abuse program; amending s. 394.4573, F.S.; conforming terminology; amending s. 394.4574, F.S.; providing for additional professionals to assess a resident with a mental illness who resides in an assisted living facility;

amending s. 394.458, F.S.; prohibiting the introduction or removal of certain articles at a facility providing mental health services; requiring such facilities to post a notice thereof; amending s. 394.459, F.S.; revising rights of individuals receiving mental health treatment and services to provide for the use of health care surrogates or proxies to make decisions; revising requirements relating to express and informed consent and liability for violations; requiring service providers to provide information concerning advance directives; amending s. 394.4593, F.S.; expanding the definition of the term "employee" to include staff, volunteers, and interns employed by a service provider for purposes of reporting sexual misconduct; repealing s. 394.4595, F.S., relating to the Florida statewide and local advocacy councils and access to patients and records; creating s. 394.4596, F.S.; requiring designated receiving facilities to permit access authority to an agency designated by the Governor to serve as the federally mandated protection and advocacy system for individuals with disabilities; amending s. 394.4597, F.S.; providing rights and responsibilities of the representative of an individual admitted to a facility for involuntary examination or services; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as a guardian advocate; providing duties of a guardian advocate; amending s. 394.4599, F.S.; revising requirements for a certain notice related to involuntary admission; repealing s. 394.460, F.S., relating to rights of professionals; amending s. 394.461, F.S.; authorizing governmental facilities to provide voluntary and involuntary mental health and substance abuse examinations and treatment under certain conditions; providing additional facility reporting requirements; amending s. 394.4615, F.S., relating to confidentiality of clinical records; providing additional circumstances in which information from a clinical record may be released; amending s. 394.462, F.S.; revising requirements for transportation to receiving facilities and treatment facilities; providing for a law enforcement officer to transport an individual to a United States Department of Veterans Affairs facility under certain circumstances; providing immunity from liability; deleting obsolete provisions; amending s. 394.4625, F.S.; revising criteria for voluntary admission to, and release or discharge from, a facility for examination and treatment; revising criteria for a determination of neglect to include mental and physical harm; requiring certain individuals charged with a crime to be discharged to the custody of a law enforcement officer under certain circumstances; amending s. 394.463, F.S.; requiring certain persons initiating an involuntary examination to provide notice to the individual's guardian, representative, or health care surrogate or proxy; revising a holding period for involuntary examination; amending s. 394.467, F.S.; revising provisions relating to admission to a facility for involuntary services; authorizing the state attorney to represent the state in certain proceedings relating to a petition for involuntary services; granting the state attorney access to certain clinical records and witnesses; providing conditions for a continuance of the hearing; requiring the Division of Administrative Hearings to advise certain parties representing the individual of the right to an independent examination in continued involuntary services proceedings; amending s. 394.46715, F.S.; providing purpose of department rules; amending s. 394.4672, F.S.; authorizing facilities of the United States Department of Veterans Affairs to provide certain mental health services; amending s. 394.4685, F.S.; revising provisions governing transfer of individuals between and among public and private facilities; amending s. 394.469, F.S.; authorizing the discharge of an individual from involuntary services into the custody of a law enforcement officer under certain conditions; amending s. 394.473, F.S.; revising provisions relating to compensation of attorneys and expert witnesses in cases involving indigent individuals; amending s. 394.475, F.S.; conforming terminology; amending s. 394.4785, F.S.; defining the term "minor" for purposes of admission into a mental health facility; repealing s. 394.4595, F.S., relating to access to patients and patients' records by members of the Florida statewide and local advocacy councils; repealing s. 394.460, F.S., relating to the rights of professionals; repealing s. 394.4655, F.S., relating to involuntary outpatient services; repealing s. 394.4786, F.S., relating to legislative intent; repealing s. 394.47865, F.S., relating to the privatization of South Florida State Hospital; repealing s. 394.4787, F.S., relating to definitions; repealing s. 394.4788, F.S., relating to use of certain PMATF funds for the purchase of acute care mental health services; repealing s. 394.4789, F.S., relating to the establishment of a referral process and eligibility determination; amending ss. 20.425, 39.407, 394.4599, 394.492, 394.495,

394.496, 394.9082, 394.9085, 409.972, 744.2007, 790.065, and 945.46, F.S.; conforming references and cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1770—A bill to be entitled An act relating to community redevelopment agencies; amending s. 163.340, F.S.; revising the definition of the term “blighted area”; amending s. 163.524, F.S.; conforming a cross-reference; amending s. 163.356, F.S.; providing reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.357, F.S.; requiring, rather than authorizing, a governing body that consists of five members to appoint two additional persons to act as members of the community redevelopment agency; providing requirements for such members; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; establishing procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring a community redevelopment agency to publish annual reports and boundary maps on its website; creating s. 163.3755, F.S.; providing a phase-out period for existing community redevelopment agencies unless their continued existence is approved by a super majority vote of the governing bodies of the counties or municipalities which created them; providing a limited exception for community redevelopment agencies with certain outstanding bond obligations; providing that a governing body of a county or municipality may create a community redevelopment agency only by a super majority vote on or after a specified date; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Opportunity to declare inactive community redevelopment agencies that have reported no financial activity for a specified number of years; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring the department to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; revising requirements for the use of the redevelopment trust fund proceeds beginning on a specified date; limiting allowed expenditures; revising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide an annual budget to the county commission; revising requirements for the annual audit; requiring the audit to be included with the financial report of the county or municipality that created the community redevelopment agency; amending s. 218.32, F.S.; requiring county and municipal governments to report community redevelopment agency annual audit reports as part of the county or municipal annual report; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide a report to the Department of Economic Opportunity concerning community redevelopment agencies with no revenues, expenditures, or debts; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 500, SB 502, CS for SB 504, SB 506, SB 7008, and SB 7010 which he approved on April 5, 2017.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 11 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Plakon—

HB 11—A bill to be entitled An act relating to labor organizations; amending s. 447.305, F.S.; revising the information required to be included in an application for renewal of registration of an employee organization; amending s. 447.307, F.S.; providing for the revocation of certification under certain conditions; requiring certain employee organizations to recertify as bargaining agents; providing nonapplicability with respect to employee organizations that represent or seek to represent certain employees; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 39 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Jenne, Stafford, Asencio, Avila, Cortes, J., Eagle, Gonzalez, Harrell, Miller, M., Plasencia, Pritchett, Silvers, Watson, C.—

CS for CS for HB 39—A bill to be entitled An act relating to autism awareness training for law enforcement officers; creating s. 943.1727, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to autism spectrum disorder; providing a definition; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 77 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Avila, Eagle, Stone—

CS for HB 77—A bill to be entitled An act relating to sports franchise facilities; creating s. 288.11633, F.S.; prohibiting a sports franchise from constructing, reconstructing, renovating, or improving a facility on leased public land; requiring that a sale of public land for a sports franchise facility be at fair market value; providing requirements for a contract to fund the construction, reconstruction, renovation, or improvement of a facility; defining the terms “facility” and “sports franchise”; specifying that the act does not impair contracts entered into before July 1, 2017; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 107 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee, Criminal Justice Subcommittee and Representative(s) Cortes, B.—

CS for CS for CS for HB 107—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; creating and revising definitions; making technical changes; prohibiting the excavation, exposition, movement, removal, or other disturbance of the contents of a tomb or memorial; providing criminal penalties; providing exceptions to the prohibition against disturbance of the contents of a tomb or memorial for cemeteries exempted from certain regulation; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 111 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Stafford, McGhee, Ahern, Antone, Brown, Diamond, Drake, Eagle, Fitzenhagen, Gonzalez, Hardemon, Harrell, Ingoglia, Metz, Pritchett, Spano, Watson, B., Watson, C., Yarborough—

CS for CS for HB 111—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; providing that the personal identifying information of a witness to a murder remains confidential and exempt for a specified period; amending s. 119.071, F.S.; providing an exemption from public records requirements for criminal intelligence or criminal investigative information that reveals the personal identifying information of a witness to a murder for a specified period; authorizing specified entities and parties to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 151 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Brodeur, Moskowitz, Nuñez, Stevenson, Watson, C., Williamson—

CS for CS for HB 151—A bill to be entitled An act relating to proceedings involving minors or certain other persons; amending s. 92.55, F.S.; providing that judges may allow the use of certain therapy animals or facility dogs in proceedings involving abuse, abandonment, or neglect; allowing such animals to be used when taking the testimony of certain other persons; providing definitions; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 161 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Innovation Subcommittee and Representative(s) Burgess, Miller, M., Ahern, Gonzalez, Grant, M., Harrell, Magar, Miller, A., Renner, Spano, Stevenson, White—

CS for HB 161—A bill to be entitled An act relating to direct primary care agreements; creating s. 624.27, F.S.; providing definitions; specifying that a direct primary care agreement does not constitute insurance and is not subject to the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to the code; providing that a certificate of authority is not required to market, sell, or offer to sell a direct primary care agreement; specifying requirements for a direct primary care agreement; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 169 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) White—

CS for CS for HB 169—A bill to be entitled An act relating to fictitious name registration; amending s. 865.09, F.S.; defining the term "registrant"; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; specifying additional terms that may not be included in a fictitious name; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 181 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee and Representative(s) Jacobs—

CS for HB 181—A bill to be entitled An act relating to natural hazards; creating s. 252.3655, F.S.; creating an interagency workgroup to share information, coordinate ongoing efforts, and collaborate on initiatives relating to natural hazards; defining the term "natural hazards"; requiring certain agencies to designate liaisons to the workgroup; designating the director of the Division of Emergency Management or his or her designee as the liaison to and coordinator of the workgroup; specifying duties and responsibilities of each liaison and the workgroup; requiring the division to prepare an annual report; specifying report requirements; requiring each agency liaison to ensure that the report is posted on his or her agency's website; requiring the workgroup to submit the report to the Governor and the Legislature; providing an appropriation and authorizing a position; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 207 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Plakon—

HB 207—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; prohibiting an agency from offering a bonus on work performance in an inspector general contract or agreement; amending s. 420.506, F.S.; prohibiting the Florida Housing Finance Corporation from offering a bonus on work performance in an inspector general contract or agreement; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 241 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee, Agriculture & Property Rights Subcommittee and Representative(s) Williamson, Fine—

CS for CS for HB 241—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; revising the definition of the term "low-voltage alarm system project"; providing a definition for the term "low-voltage electric fence"; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 299 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Goodson—

HB 299—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; increasing the membership of the governing board of the authority to include a member appointed by the chair of the Brevard County Commission; authorizing the Governor to appoint a citizen member from Brevard County; conforming quorum and voting requirements; amending s. 348.754, F.S.; adding the area within the geographical boundary of Brevard County to the area to be served by the authority; authorizing the authority to exercise certain powers outside the jurisdictional boundaries of Brevard County; providing an effective date.

—was referred to the Committees on Transportation; Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 305 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Harrison, Burgess, Gonzalez, Grant, J., Gruters, Harrell, Latvala, Rommel, Slosberg, Spano, Watson, C.—

CS for HB 305—A bill to be entitled An act relating to law enforcement body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies to establish policies and procedures authorizing an officer's review of camera footage of an incident before writing a report or providing a statement; providing an exception; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 375 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Grant, M., Fine—

CS for HB 375—A bill to be entitled An act relating to patient safety culture surveys; amending s. 408.05, F.S.; requiring the Agency for Health Care Administration to develop surveys to assess patient safety culture in certain health care facilities; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; amending s. 408.810, F.S.; requiring the submission of patient safety culture survey data as a condition of licensure; amending ss. 400.991, 408.8065, and 408.820, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 377 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Leek, Renner—

CS for CS for HB 377—A bill to be entitled An act relating to limitations on actions other than for the recovery of real property; amending s. 95.11, F.S.; specifying the date of completion for specified contracts; providing for applicability; reenacting s. 627.441(2), F.S., relating to commercial general liability policy coverage to contractors for completed operations, to incorporate the amendment made by the act to s. 95.11, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Judiciary; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 479, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Appropriations Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Metz—

CS for CS for CS for HB 479—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner, may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging

expenses; defining the term "statewide travel management system"; requiring agencies and the judicial branch to report certain travel information of public officers and employees in the statewide travel management system; requiring executive branch state agencies and the judicial branch to use the statewide travel management system for certain purposes; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising membership for the audit committee; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; requiring an auditor to include certain information in a management letter; requiring the chair of a governmental entity's governing body to submit an affidavit containing certain information when the entity contracts with an auditor to conduct an audit; providing requirements and procedures for selecting an auditor; requiring the Legislative Auditing Committee to determine whether a governmental entity should be subject to state action under certain circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; removing obsolete provisions; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 218.503 and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 505 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Trumbull, Gonzalez—

CS for HB 505—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 893.03, F.S.; specifying that ioflupane I 123 is not included in Schedule II; creating s. 893.015, F.S.; specifying the chapter's purpose; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 589 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Yarborough, Baez, Magar, Renner, White—

HB 589—A bill to be entitled An act relating to prescription drug price transparency; amending s. 408.062, F.S.; requiring the Agency for Health Care Administration to collect data on the retail prices charged by pharmacies for the 300 most frequently prescribed medicines; requiring the agency to update its website monthly; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 805, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Ingoglia—

CS for CS for HB 805—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 885 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Trujillo, Avila—

HB 885—A bill to be entitled An act relating to transactions with foreign financial institutions; creating s. 655.969, F.S.; requiring financial institutions chartered in this state with certain correspondent or payable-through accounts to report specified information to the Office of Financial Regulation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1141 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Yarborough, Donalds, Killebrew, Massullo—

CS for HB 1141—A bill to be entitled An act relating to state employment; repealing s. 110.181, F.S., relating to Florida State Employees' Charitable Campaign; creating s. 110.182, F.S.; prohibiting an organization, entity, or person from intentionally soliciting state employees for fundraising or business purposes within specified areas

during specified times; providing exemptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6509 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Cortes, B.—

CS for HB 6509—A bill to be entitled An act for the relief of Robert Allan Smith by Orange County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of Orange County; providing for repayment of Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6521 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Jenne—

CS for HB 6521—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

CO-INTRODUCERS

Senators Book—SB 1244; Campbell—SB 1760; Mayfield—CS for SB 1314; Passidomo—CS for SB 1210; Perry—SJR 76, CS for SB 1598



Journal of the Senate

Number 11—Regular Session

Thursday, April 6, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 2:30 p.m. A quorum present—35:

Mr. President	Clemens	Powell
Artiles	Farmer	Rodriguez
Baxley	Flores	Rouson
Bean	Gainer	Simmons
Benacquisto	Galvano	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Young
Campbell	Perry	

Excused: Senators Grimsley, Hukill, and Rader

PRAYER

The following prayer was offered by Reverend Robert W. Jakoby, Assistant Vice President, Emeritus, Pastoral Care Services, Baptist Health South Florida, Miami:

Almighty God, we pause in our busy schedules to acknowledge you as the creator and sustainer of life, recognizing you are the one who has granted us the health and strength to have busy schedules. We confess we often get so focused on daily activities that we fail to comprehend your involvement in all areas of our life. Thank you for loving us for who we are and not wanting to leave us as we are.

As life has become increasingly chaotic, violent, and restless in our country and the world, we acknowledge our dependence upon you for direction. May you, O God, grant guidance to these men and women in their proceedings on this Senate floor today. Give wisdom and direction to each of these Senators who represent the people of our state. May their collective wisdom lead them to right and honorable decisions that would be for all the people. Help each Senator to know the plans and purpose that you have for their lives individually, and for the people of this great state.

For Governor Scott and every Senator—I ask that you grant good health, daily protection, and safe travels. Extend this, likewise, to each of their families. I pray this in your holy son’s name. Amen.

PLEDGE

Senate Pages, Lucas Qualls of Atlantis, son of Senator Clemens; Molly Lovestrand of Floral City; Kayla Woodie of Hialeah; and Koda Robillard of Pittsboro, North Carolina, nephew of Senator Flores, 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. Maria Mahmoodi of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Mahmoodi specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

SR 1340—A resolution recognizing September 2017 as “Spinal Cord Injury Awareness Month” in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the information super-highway of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, in 2016, an estimated 282,000 individuals in the United States were living with a spinal cord injury, and

WHEREAS, it is estimated that the number of new cases involving spinal cord injury in the United States is approximately 17,000 each year, and

WHEREAS, the average age at injury for victims is 42 years, with men accounting for about 80 percent of all new spinal cord injury cases, and

WHEREAS, the National Spinal Cord Injury Statistical Center’s 2016 data sheet shows that the four leading causes of spinal cord injury for both men and women were auto accidents, falls, acts of violence, and sports-related activities, and

WHEREAS, the same report shows that the average annual cost of care for individuals who had a spinal cord injury ranged from approximately \$350,000 to \$1.06 million the first year after injury, with an estimated lifetime cost of between approximately \$1.1 million and \$4.7 million, depending on the severity of injury and the age of the individual at the time of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to stimulate the regeneration of

damaged neurons, restore normal function, and improve the quality of life for patients with spinal cord injuries in areas such as infertility and pain management, and

WHEREAS, scores of national, regional, and local organizations and researchers, doctors, volunteers, and others across this state are dedicated to improving the quality of life of people with spinal cord injuries and their families, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That September 2017 is recognized as “Spinal Cord Injury Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Powell—

By Senator Powell—

SR 1800—A resolution recognizing the 50th anniversary of the reunification of Jerusalem.

WHEREAS, the United States and Israel were built by idealists, including those who had fled war and oppression, who planted the seeds of democracy to foster a better world, and the two nations exist because people before us refused to be constrained by the past or the difficulties of the present, and

WHEREAS, the relationship between the two nations is based not only on shared interests, but also on deeply held shared values, and

WHEREAS, the 1967 Six-Day War was a transformative event in the history of Israel and the Jewish people, in which Israel, surrounded on all its borders and threatened with annihilation, emerged with a decisive military victory against the combined armies of neighboring aggressor states, and also created unresolved challenges with which Israel grapples to this day, and

WHEREAS, after 19 years during which Jerusalem was divided, Jewish holy sites were desecrated, and access to them was denied, the conflict resulted in the city’s reunification, and

WHEREAS, since 1967, Israel has respected the right of all peoples to visit its holy sites, subject to security requirements, and this right must continue to be maintained, and

WHEREAS, before 1967 and thereafter, Israel has never ceased struggling to achieve peace with its neighbors, making painful sacrifices, including the removal of settlements and military forces from strategically important areas, and

WHEREAS, a peace treaty with Egypt was forged in 1979, under which Israel withdrew from the Sinai, and, in 1994, Jordan and Israel signed a peace treaty, and, despite numerous crises, the treaties remain intact and provide an important source of stability in the region, leading to vital security cooperation in the face of threats to these nations, and

WHEREAS, the Six-Day War left Israel in control over the lives of millions of Palestinians living in the West Bank and Gaza, causing enormous trauma and suffering on both sides, and

WHEREAS, in the pursuit of peace and reconciliation, Israel has engaged in direct negotiations with Palestinian leaders since 1993 and forged interim agreements leading to territorial concessions under which, despite tensions, terrorism, and other difficulties, Israel has developed a working administrative and security relationship with the Palestinian National Authority, and

WHEREAS, Israel further unilaterally disengaged from Gaza in 2005, with the aim of improving the situation for Palestinians, and

WHEREAS, despite numerous efforts over the years, a peace agreement between Israel and the Palestinian leadership has proven to be

elusive, with Israel accepting and Palestinian leaders rejecting numerous peace offers since 1947, and

WHEREAS, while the current environment has not been conducive to peace initiatives, it is hoped that Israel and the Palestinian National Authority can resume negotiations leading to a comprehensive conflict-ending agreement resolving all outstanding issues, including borders; refugees, both Palestinian and Jewish people from Arab states; security; settlements; and Jerusalem, and

WHEREAS, this is a time to intensify support for efforts by Israeli and Palestinian civil society leaders to build an infrastructure of peace from the ground up through people-to-people initiatives to pursue diplomatic solutions that will serve to anchor any future agreements, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the 50th anniversary of the reunification of Jerusalem is recognized as an occasion to reaffirm the Florida Senate’s strong support for the democratic State of Israel.

BE IT FURTHER RESOLVED that peace between Israel and the Arab world would significantly bolster efforts to confront extremism and violence in the region by terrorist organizations.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the President of the United States, the President Pro Tempore of the United States Senate, the Speaker of the United States House of Representatives, the members of the Florida delegation of the United States House of Representatives and the United States Senate, and the Ambassador of the State of Israel to the United States as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Stargel—

By Senator Stargel—

SR 1804—A resolution recognizing the Florida Alliance of YMCAs and celebrating 60 years of service of the Florida YMCA Youth in Government program.

WHEREAS, the YMCA Youth in Government program was founded in 1936 to give students nationwide the opportunity to serve as part of a youth-run, youth-led model government process, and

WHEREAS, the Florida YMCA Youth in Government program was founded in 1957 and, since that time, delegates have been actively engaged with the issues that impact their families, schools, YMCAs, and communities, and

WHEREAS, the founding principle of the Florida YMCA Youth in Government program is servant leadership, and its model government process is designed to prepare students for a life of engaged and active citizenship built on the values of civil debate, statesmanship, and research-based policy solutions, and

WHEREAS, the Florida YMCA Youth in Government program is led by hundreds of teachers, students, and parents who volunteer tens of thousands of hours of their time to ensure the success of the program for the youth of this state, regardless of a participant’s background or socioeconomic status, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the outstanding work of the Florida Alliance of YMCAs is recognized and 60 years of service of the Florida YMCA Youth in Government program is celebrated.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Alliance of YMCAs as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Braynon—

By Senator Braynon—

SR 1810—A resolution recognizing the need for, and encouraging policies that improve access to, home dialysis for minorities living with end-stage renal disease.

WHEREAS, end-stage renal disease (ESRD), also known as kidney failure, currently impacts 661,000 Americans, and more than 89,000 Americans die from ESRD annually, and

WHEREAS, more than 117,000 new ESRD cases are diagnosed each year, with 7,500 of those cases diagnosed in Florida, and

WHEREAS, dialysis and transplant are the only treatments for ESRD, and 70 percent of patients are on dialysis, and

WHEREAS, when dialysis is the method of treatment, a patient may either obtain treatment in his or her home with home hemodialysis (HHD) or home peritoneal dialysis (PD) or be transported to a dialysis center three times each week for hemodialysis, and

WHEREAS, HHD provides significant economic and lifestyle advantages, including greater autonomy and flexibility over when a patient dialyzes; reduces dependence on transportation, as there is no travel to a clinic for treatments; and is more conducive to employment, as evidenced by higher rates of employment among home dialysis patients, and

WHEREAS, the first 3 months of dialysis cost an average of \$43,000 per patient, and

WHEREAS, access to an HHD training program allows Medicaid patients to move to Medicare as their primary payer on the first day of treatment, as opposed to at the beginning of the fourth month of treatment, by eliminating the Medicare waiting period and, therefore, saves taxpayers a significant amount of money, and

WHEREAS, this 3-month Medicare waiting period drives up the cost to states and, assuming 1,000 new Medicaid ESRD cases, could mean as much as \$43 million in Medicaid costs each year, and

WHEREAS, only 10 percent of dialysis patients receive treatment at home, and

WHEREAS, ESRD disproportionately affects minority Americans, with incidence among African Americans 3.7 times greater than in Caucasians, and

WHEREAS, Hispanic patients are 13 percent less likely than Caucasians to receive PD and 37 percent less likely to receive HHD, while African-American patients are 29 percent less likely than Caucasians to receive PD and 17 percent less likely to receive HHD, and HHD and HHD home training are less available in poorer counties, and

WHEREAS, significant barriers preclude many patients from accessing HHD, including the lack of sufficient provider education about HHD, insufficient reimbursement for HHD, limited patient awareness of the option of HHD, and potentially burdensome requirements for care partner support, and

WHEREAS, policymakers can alleviate these burdens by focusing on telehealth, medical waste laws, and reimbursement levels; by enabling and encouraging providers to offer HHD to more of their patients; and by providing a pathway for staff-assisted HHD, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the importance of equal access to all dialysis modalities for end-stage renal disease is recognized as a means of preserving state funds by enabling more patients who can benefit from home dialysis to access it.

BE IT FURTHER RESOLVED that state agencies and policymakers are encouraged to implement policies to decrease the disproportionate number of African Americans and other minorities who lack access to home dialysis modalities.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1820—A resolution recognizing April 2017 as “Financial Literacy Month” in Florida.

WHEREAS, in a letter to Thomas Jefferson dated August 23, 1787, John Adams recognized the need for the citizens of this nation to improve their financial literacy, writing, “All the perplexities, confusions, and distresses in America arise, not from defects in their Constitution or Confederation, not from a want of honor or virtue, so much as from downright ignorance of the nature of coin, credit, and circulation,” and

WHEREAS, in 1914, the United States Congress passed the Smith-Lever Act, which created a system of cooperative extension services to provide learning experiences that would assist people in developing skills, including financial skills, which they could employ at home, on the farm, and in their communities, and

WHEREAS, in 1919, Junior Achievement, a nonprofit youth organization, was founded to work with local businesses and organizations to deliver financial literacy, entrepreneurship, and work-readiness education, and

WHEREAS, the 1950s marked a time when issues relating to financial management, including retirement security, composed 50 percent of the research that was conducted in the field of home economics, with financial literacy continuing to gain greater prominence in the area of education and beyond, and

WHEREAS, in 1995, William E. Odom, former chairman and CEO of Ford Motor Credit Corporation, developed the concept that led to the formation of the Jump\$tart Coalition, a nonprofit organization that includes approximately 150 national partner organizations from the business, financial, nonprofit, association, academic, and government sectors which are working to advance the financial literacy of students from prekindergarten through college, and

WHEREAS, in 1996, Lewis Mandell, Ph.D., developed the financial literacy survey that is now a hallmark of the Jump\$tart Coalition’s work, providing the guidelines that evolved into the “National Standards in K-12 Personal Finance Education,” and

WHEREAS, the Financial Literacy and Education Commission was established under the Fair and Accurate Credit Transactions Act of 2003 to improve financial literacy and to develop a national strategy on financial education, and

WHEREAS, in 2004, the year in which the United States Senate passed a resolution that officially recognized April as “Financial Literacy Month,” Citigroup announced a 10-year, \$200 million commitment to meet the growing financial education needs of the communities that Citigroup served, and the American Institute of Certified Public Accountants and its affiliates launched the “360 Degrees of Financial Literacy” initiative to address the widespread financial illiteracy epidemic, and

WHEREAS, in 2008, President George W. Bush signed an executive order that created the President’s Advisory Council on Financial Literacy to recommend steps that could be taken in order to enhance financial literacy in the United States, and

WHEREAS, in 2010, the League of Southeastern Credit Unions identified financial literacy education as one of its missions and began its participation in programs like the National Endowment for Financial Education’s High School Financial Planning Program, and Biz Kid\$, and

WHEREAS, that same year, the United States Congress passed the Dodd-Frank Wall Street Reform and Consumer Protection Act, creating the Bureau of Consumer Financial Protection to promote financial education, and

WHEREAS, in April 2011, President Barack Obama confirmed his commitment to the observance of National Financial Literacy Month, saying, “During National Financial Literacy Month, we recommit to improving financial literacy and ensuring all Americans have access to trustworthy financial services and products,” and

WHEREAS, in 2013, 40 percent of adults polled gave themselves a grade of “C,” “D,” or “F” on their knowledge of personal finance, and 78 percent said they agreed that they could benefit from additional advice and answers to everyday financial questions from a professional, and

WHEREAS, in 2015, American consumers owed \$11.85 trillion in debt, including \$890.9 billion in credit card debt, \$8.17 trillion in mortgages, and \$1.19 trillion in student loan debt, an increase of 7.1 percent from 2014, and

WHEREAS, today, nearly half of all households in major American cities are financially vulnerable, lacking assets or adequate savings to cover basic expenses for 3 months in the event of an emergency such as a job loss or a health crisis, and

WHEREAS, currently, 43 states require some form of financial literacy content to be taught in high schools, with 19 states requiring that a personal financial literacy course be offered and 17 states requiring that students take a personal financial literacy course, and

WHEREAS, National Financial Literacy Month is recognized each April in an effort to highlight the importance of financial literacy, to encourage Americans to establish and maintain healthy financial habits, and to remind them of the need to teach students how to be financially savvy, thereby empowering these students to be economically successful throughout their lives, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 2017 is recognized as “Financial Literacy Month” in Florida and that all residents of this state are urged to appreciate the importance of financial literacy in their everyday lives and the value of ensuring that financial literacy education is available to students.

—was introduced, read, and adopted by publication.

At the request of Senator Powell—

By Senator Powell—

SR 1830—A resolution recognizing April 6, 2017, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU) was founded in 1887, named a land grant institution in 1891, and designated a university in 1953, and

WHEREAS, as a historically black university offering undergraduate, graduate, doctoral, and professional degree programs, FAMU seeks qualified students from all racial, ethnic, religious, and national groups and has provided immeasurable educational opportunities for young men and women, and

WHEREAS, academic components of the university consist of seven colleges and seven schools: the colleges of Agriculture and Food Sciences; Education; Engineering; Law; Pharmacy and Pharmaceutical Sciences; Science and Technology; and Social Sciences, Arts and Humanities; and the schools of Allied Health Sciences; Architecture and Engineering Technology; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing, and

WHEREAS, FAMU is a leading producer of African-American graduates with baccalaureate degrees and the top producer of African-American pharmacists in the nation, and

WHEREAS, FAMU is a leading producer of African-American Ph.D. graduates in science and engineering, as noted by the National Science Foundation, and

WHEREAS, nearly 48 percent of FAMU’s student body is pursuing degrees in science, technology, engineering, and mathematics (STEM) or health-related disciplines, and

WHEREAS, FAMU was recognized among *U.S. News & World Report’s* “Best National Universities” and was ranked as the top public historically black college or university in the nation for 2017, and, ac-

ording to *College Choice* (2016), FAMU is one of the top picks for providing a high-quality education at an affordable price in Florida, and

WHEREAS, 32 percent of FAMU’s students are first-generation college students, and 64 percent receive Pell Grants, more than any other public university in the state, which is a testament to the educational accessibility of the university, and

WHEREAS, the FAMU’s Women’s Athletic Program earned a share of the 2016 Mid-Eastern Athletic Conference Mary McLeod Bethune Women’s All-Sports Award, and, in 2016, the FAMU women’s cross country team won its fifth consecutive Mid-Eastern Athletic Conference Cross Country Championship, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 6, 2017, is recognized as “FAMU Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Interim President Larry Robinson, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for HB 105—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.68, F.S.; requiring the supervisor of elections to notify each elector whose vote-by-mail ballot has been rejected as illegal of the process to cure such ballot; requiring the supervisor of elections to make a good faith effort to notify the elector within a specified time; requiring the supervisor to allow submission of an affidavit to cure specified signature discrepancies; providing procedures to be used by the supervisor of elections in verifying an elector’s signature; revising vote-by-mail ballot affidavit instructions; providing an effective date.

—as amended April 4, was read the third time by title.

On motion by Senator Passidomo, **CS for HB 105**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Clemens	Powell
Artiles	Farmer	Rodriguez
Baxley	Flores	Rouson
Bean	Gainer	Simmons
Benacquisto	Galvano	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Young
Campbell	Perry	

Nays—None

Vote after roll call:

Yea—Garcia

SJR 882—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to provide for the election of the Secretary of State and his or her inclusion as a member of the Cabinet.

Be It Resolved by the Legislature of the State of Florida:

That the following amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval

or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE IV
EXECUTIVE

SECTION 3. Succession to office of governor; acting governor.—

(a) Upon vacancy in the office of governor, the lieutenant governor shall become governor. Further succession to the office of governor shall be prescribed by law. A successor shall serve for the remainder of the term.

(b) Upon impeachment of the governor and until completion of trial thereof, or during the governor’s physical or mental incapacity, the lieutenant governor shall act as governor. Further succession as acting governor shall be prescribed by law. Incapacity to serve as governor may be determined by the supreme court upon due notice after docketing of a written suggestion thereof by ~~four~~ ~~three~~ cabinet members, and in such case restoration of capacity shall be similarly determined after docketing of written suggestion thereof by the governor, the legislature, or ~~four~~ ~~three~~ cabinet members. Incapacity to serve as governor may also be established by certificate filed with the custodian of state records by the governor declaring incapacity for physical reasons to serve as governor, and in such case restoration of capacity shall be similarly established.

SECTION 4. Cabinet.—

(a) There shall be a cabinet composed of an attorney general, a chief financial officer, ~~and~~ a commissioner of agriculture, *and a secretary of state*. In addition to the powers and duties specified herein, they shall exercise such powers and perform such duties as may be prescribed by law. In the event of a tie vote of the governor and cabinet, the side on which the governor voted shall be deemed to prevail.

(b) The attorney general shall be the chief state legal officer. There is created in the office of the attorney general the position of statewide prosecutor. The statewide prosecutor shall have concurrent jurisdiction with the state attorneys to prosecute violations of criminal laws occurring or having occurred, in two or more judicial circuits as part of a related transaction, or when any such offense is affecting or has affected two or more judicial circuits as provided by general law. The statewide prosecutor shall be appointed by the attorney general from not less than three persons nominated by the judicial nominating commission for the supreme court, or as otherwise provided by general law.

(c) The chief financial officer shall serve as the chief fiscal officer of the state, ~~and~~ shall settle and approve accounts against the state, and shall keep all state funds and securities.

(d) The commissioner of agriculture shall have supervision of matters pertaining to agriculture except as otherwise provided by law.

(e) *The secretary of state shall keep the records of the official acts of the legislative and executive departments and perform the functions conferred by this constitution upon the custodian of state records.*

(f) ~~(e)~~ The governor as chair, the chief financial officer, and the attorney general shall constitute the state board of administration, which shall succeed to all the power, control, and authority of the state board of administration established pursuant to Article IX, Section 16 of the Constitution of 1885, and which shall continue as a body at least for the life of Article XII, Section 9(c).

(g) ~~(f)~~ The governor as chair, the chief financial officer, the attorney general, ~~and~~ the commissioner of agriculture, *and the secretary of state* shall constitute the trustees of the internal improvement trust fund and the land acquisition trust fund as provided by law.

(h) ~~(g)~~ The governor as chair, the chief financial officer, the attorney general, ~~and~~ the commissioner of agriculture, *and the secretary of state* shall constitute the agency head of the Department of Law Enforcement.

ARTICLE XII
SCHEDULE

Cabinet reorganization.—

(a) *The amendments to Sections 3 and 4 of Article IV relating to the inclusion of the secretary of state as a member of the cabinet shall take effect June 1, 2019. For the term beginning June 1, 2019, and continuing through January 3, 2023, the secretary of state shall be appointed by the governor, subject to confirmation by the senate. The secretary of state must be an elector of at least 30 years of age who has resided in the state for the preceding seven years at the time of the governor’s appointment. Beginning with the 2022 statewide general election and every four years thereafter, the office of secretary of state shall be filled by election in conformance with Section 5(a), Article IV.*

(b) *By June 1, 2019, the legislature shall enact implementing legislation that includes any conforming changes to the Florida Statutes necessitated by the reorganization of the cabinet.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE IV, SECTIONS 3 AND 4
ARTICLE XII

MEMBERSHIP OF CABINET; ELECTION OF SECRETARY OF STATE.—Revises the membership of the Cabinet, effective June 1, 2019, to include the Secretary of State, whom the Governor shall appoint, subject to Senate confirmation, for a term ending January 3, 2023; and thereafter provides for the statewide election of the secretary, beginning in 2022. The Legislature shall implement the amendment by law. Currently, the secretary is appointed by and serves at the pleasure of the Governor and is not a Cabinet member.

—was read the third time by title.

On motion by Senator Bean, **SJR 882** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Campbell	Powell
Artiles	Clemens	Rodriguez
Baxley	Farmer	Rouson
Bean	Flores	Simmons
Benacquisto	Gainer	Simpson
Book	Galvano	Stargel
Bracy	Latvala	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Young

Nays—2

Gibson	Hutson
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Vote after roll call:

Yea—Garcia

SPECIAL GUESTS

Senator Powell recognized his fiancé, Whitney Baldwin, who was present in the gallery.

Senator Rouson recognized his wife, Angela Rouson, who was present in the gallery.

CS for HB 401—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for HB 401** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—None

CS for CS for SB 416—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of therapy animals or facility dogs in certain proceedings; allowing certain animals to be used when taking the testimony of a person who has an intellectual disability; removing the requirement that certain animals be registered; defining terms; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 416**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 151** was withdrawn from the Committees on Judiciary; Criminal Justice; and Rules.

On motion by Senator Montford, by two-thirds vote—

CS for CS for HB 151—A bill to be entitled An act relating to proceedings involving minors or certain other persons; amending s. 92.55, F.S.; providing that judges may allow the use of certain therapy animals or facility dogs in proceedings involving abuse, abandonment, or neglect; allowing such animals to be used when taking the testimony of certain other persons; providing definitions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 416** and read the second time by title.

On motion by Senator Montford, by two-thirds vote, **CS for CS for HB 151** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—None

CS for SB 396—A bill to be entitled An act relating to student loan debt; creating s. 1009.45, F.S.; defining the term “student loans”; requiring postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

—as amended April 4, was read the third time by title.

On motion by Senator Bean, **CS for SB 396**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—None

CS for SB 312—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring state, county, municipal, or other law enforcement agencies that conduct lineups to follow specified procedures; requiring eyewitnesses to sign an acknowledgment that they have received the instructions about the lineup procedures from the law enforcement agency; requiring lineup administrators to document the refusal of an eyewitness to acknowledge such receipt; specifying remedies for failing to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and provide training programs on how to conduct lineups; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **CS for SB 312** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—None

CS for CS for CS for SB 398—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners’ association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; authorizing an estoppel certificate to

be completed by specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring that the authority to charge a fee for the preparation and delivery of estoppel certificates be established by a specified written resolution or provided by a certain type of contract; providing that the right to reimbursement may not be waived or modified by a contract or agreement; requiring that the prevailing party in an action to enforce a right to reimbursement be awarded certain damages, fees, and costs; requiring that certain fees be adjusted every certain number of years using a specified price index; requiring the Department of Business and Professional Regulation to periodically calculate the fees and publish the amounts on its website, subject to certain requirements; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for CS for SB 398** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Hutson	Stargel
Bracy	Latvala	Steube
Bradley	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—1

Brandes

Vote after roll call:

Yea—Galvano

SB 1048—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 1048** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Clemens	Powell
Artiles	Flores	Rouson
Baxley	Gainer	Simmons
Bean	Galvano	Simpson
Benacquisto	Gibson	Stargel
Book	Hutson	Steube
Bracy	Latvala	Stewart
Bradley	Lee	Thurston
Brandes	Mayfield	Torres
Braynon	Montford	Young
Broxson	Passidomo	
Campbell	Perry	

Nays—3

Farmer	Garcia	Rodriguez
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SPECIAL GUESTS

Senator Rodriguez recognized his wife, Sonia Rodriguez; and son, Javier Rodriguez, who were present in the gallery.

SPECIAL ORDER CALENDAR

CS for CS for SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

—was read the second time by title.

Senator Rodriguez moved the following amendment which failed:

Amendment 1 (469012) (with title amendment)—Delete lines 10-22 and insert:

Section 1. Subsection (2) of section 776.012, Florida Statutes, is amended to read:

776.012 Use or threatened use of force in defense of person.—

(2) A person is justified in using or threatening to use deadly force if he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm to himself or herself or another or to prevent the imminent commission of a forcible felony. A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat and has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity, *is not excluded under s. 776.041 from claiming that the use or threatened use of deadly force was justified*, and is in a place where he or she has a right to be.

Section 2. Subsection (3) of section 776.013, Florida Statutes, is amended to read:

776.013 Home protection; use or threatened use of deadly force; presumption of fear of death or great bodily harm.—

(3) A person who is ~~attacked~~ in his or her dwelling, residence, or vehicle has no duty to retreat and has the right to stand his or her ground and use or threaten to use force, including deadly force, if he or she uses or threatens to use force in accordance with s. 776.012(1) or (2) or s. 776.031(1) or (2), *except that the condition imposed in those subsections, which requires that the person using or threatening to use deadly force not be engaged in a criminal activity, does not apply to nonviolent misdemeanors.*

Section 3. For the purpose of incorporating the amendments made by this act to sections 776.012 and 776.013, Florida Statutes, in references thereto, subsection (1) of section 776.032, Florida Statutes, is reenacted to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in such conduct and is immune from criminal prosecution and civil action for the use or threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

And the title is amended as follows:

Delete lines 3-6 and insert: s. 776.012, F.S.; providing that a person who uses or threatens to use deadly force does not have a duty to retreat and has the right to stand his or her ground if he or she is not otherwise excluded under s. 776.041, F.S., from claiming that the use or threatened use of deadly force was justified; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; reenacting s. 776.032(1), F.S., relating to immunity from criminal prosecution and civil action for justifiable use or threatened use of force, to incorporate the amendments made to ss. 776.012 and 776.013, F.S., in references thereto; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment:

Amendment 2 (799564) (with title amendment)—Between lines 22 and 23 insert:

Section 2. For the purpose of incorporating the amendment made by this act to section 776.013, Florida Statutes, in a reference thereto, subsection (1) of section 776.032, Florida Statutes, is reenacted to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in such conduct and is immune from criminal prosecution and civil action for the use or threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

And the title is amended as follows:

Delete line 6 and insert: providing applicability; reenacting s. 776.032(1), F.S., relating to immunity from criminal prosecution and civil action for justifiable use or threatened use of force, to incorporate the amendment made to s. 776.013, F.S., in references thereto; providing an effective date.

On motion by Senator Braynon, further consideration of **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was deferred.

MOTION

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was retained on the Special Order Calendar.

SPECIAL GUESTS

Senator Gainer recognized his brother, Roy Gainer, who was present in the gallery.

REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends the following pass: SB 1398

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Rules recommends the following pass: CS for CS for SB 340; SB 438; SB 464; CS for CS for SB 550; CS for CS for SB 624; CS for SB 794; CS for SB 818; CS for CS for SB 886; SB 1024; CS for SB 1108

The bills were placed on the Calendar.

The Committee on Health Policy recommends a committee substitute for the following: SB 406

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 750

The bill with committee substitute attached was referred to the Committee on Judiciary under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1218

The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1684

The Committee on Education recommends a committee substitute for the following: SB 926

The Committee on Judiciary recommends committee substitutes for the following: SB 802; SR 1440

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1682

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Appropriations—

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2017, and ending June 30, 2018, and supplemental appropriations for the period ending June 30, 2017, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2502—A bill to be entitled An act implementing the 2017-2018 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; revising the date by which the Board of Governors must submit its annual accountability report for the 2017-2018 fiscal year; amending s. 1011.62, F.S.; revising the minimum amount of funding for the Florida Digital Classrooms Allocation for the 2017-2018 fiscal year; authorizing a school district to use a portion of its allocation towards specified expenses if certain conditions are met; amending s. 1004.345, F.S.; extending the date by which the Florida Polytechnic University must meet certain criteria established by the Board of Governors; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; providing an exception from cost per student station limitations for the Dixie County Middle/High School special facility project; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program based upon a specified model, methodology, and framework; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; amending s. 393.0662, F.S.; requiring the Agency for Persons with Disabilities to contract for an independent consultant to study and make recommendations on certain aspects of the home and community-based services Medicaid waiver program; requiring the agency to submit the independent consultant's recommendations to the Governor and the Legislature by a specified date; requiring the Agency for Persons with Disabilities to contract with an independent consultant to conduct a study of transportation disadvantaged services; creating the Task Force on Transportation Disadvantaged Services; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; amending s. 296.37, F.S.; extending for 1 fiscal year the requirement that certain residents of a veterans' nursing home contribute to their maintenance and support; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to specialty hospitals for children as set forth in the General Appropriations Act; amending s. 893.055, F.S.; extending for 1 fiscal year the authority of the Department of Health to use certain funds for the administration of the prescription drug monitoring program; prohibiting the use of funds received from a settlement agreement to administer the program; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; extending for 1 fiscal year the authority for a municipality to expend funds from its special law enforcement trust fund to reimburse its general fund for certain moneys advanced from the general fund; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of

Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2017-2018 fiscal year; requiring the Justice Administrative Commission to provide funds to the clerks of the circuit court for specified uses related to juries; providing procedures for clerks of the circuit court to receive such funds; providing an apportionment methodology if funds are estimated to be insufficient to pay all amounts requested; requiring the clerks of the circuit court to pay amounts in excess of appropriated amounts; creating the Florida Criminal Justice Reform Task Force; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Legislature by a specified date; requiring the Department of Management Services to use tenant broker services to renegotiate or procure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; amending s. 282.709, F.S.; revising the composition of the Joint Task Force on State Agency Law Enforcement Communications; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing services between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer certain funds between agencies in order to allocate a reduction relating to SUNCOM Network services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resource management services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 259.105, F.S.; revising provisions governing the distribution of certain proceeds from cash payments or bonds issued pursuant to the Florida Forever Act; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 206.9935, F.S.; exempting specified revenues from the calculation of the unobligated balance of the Water Quality Assurance Trust Fund for the 2017-2018 fiscal year; amending s. 403.7095, F.S.; extending for 1 fiscal year a requirement that the Department of Environmental Protection award a certain sum of grant funds for specified solid waste management programs to counties that meet certain criteria; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department";

requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture current or newly redesigned license plates; requiring that the price for such contract be the same as in the previous fiscal year; creating a law enforcement workgroup within the Department of Highway Safety and Motor Vehicles; specifying the composition of the workgroup; authorizing reimbursement for per diem and travel expenses; prescribing duties of the workgroup; requiring the Department of Highway Safety and Motor Vehicles to provide administrative support and contract with the University of South Florida's Center for Urban Transportation Research; requiring the workgroup chair to submit recommendations to the Governor and the Legislature by a specified date; providing for termination of the workgroup; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for applicants to the grant program; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for project grants and a plan for promotion of the grant program; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; amending s. 341.302, F.S.; specifying duties and responsibilities for the Department of Transportation in its administration of the rail program for the 2017-2018 fiscal year; amending s. 420.9072, F.S.; extending for 1 fiscal year provisions authorizing each county and eligible municipality to use its portion of the local housing distribution under the State Housing Initiatives Partnership Program for certain purposes; amending s. 420.5087, F.S.; extending for 1 fiscal year certain provisions specifying the reservation of funds for the tenant groups within each notice of fund availability with respect to the State Apartment Incentive Loan Program; revising the funding amount for loans to construct workforce housing as issued in a notice of funds availability by the Florida Housing Finance Corporation; creating a workgroup on affordable housing assigned to the Florida Housing Finance Corporation; specifying the composition of the workgroup; requiring the Florida Housing Finance Corporation to provide administrative and staff support; authorizing reimbursement for per diem and travel expenses for workgroup members; requiring the workgroup to develop recommendations regarding the state's affordable housing needs; requiring submission of a report to the Governor and the Legislature by a specified date; providing for termination of the workgroup; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2017-2018 fiscal year; requiring the department to assign a patrol officer to a Cabinet member under certain circumstances; requiring the Department of State to direct the State Library Council, the Florida Historical Commission, and the Florida Council on Arts and Culture to sort applications received from counties for ranking and funding purposes for the 2017-2018 fiscal year; prescribing procedures; amending s. 288.1201, F.S.; requiring the Department of Economic Opportunity to retain state funds for specified programs in the State Economic Enhancement and Development Trust Fund until certain conditions are met; requiring the department to return to the State Treasury unexpended funds from the Quick Action Closing Fund which are held by certain entities; requiring the department to comply by a certain date; requiring the department to provide notification of compliance to the Governor and the Legislature by a certain date; amending s. 311.07, F.S.; waiving certain requirements regarding matching funds and project eligibility for projects funded through the Florida Seaport Transportation and Economic Development Program; amending s. 339.135, F.S.; providing legislative intent regarding the Department of Transportation's work program; requiring the Department of Transportation to submit certain documents to the Legislative Budget Commission with its work program amendment; amending s. 216.292, F.S.; specifying that the required review of certain transfers of appropriations ensure compliance with ch. 216, F.S., and are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source

and use of certain trust funds; providing for the future expiration and reversion of statutory text; providing a legislative declaration that the issuance of new debt is in the best interest of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; amending s. 110.12315, F.S.; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan under the state employees' prescription drug program; providing for the future expiration and reversion of statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2506—A bill to be entitled An act relating to clerks of the court; amending s. 28.241, F.S.; requiring that certain filing fees for trial and appellate proceedings be deposited into clerks of the circuit court fine and forfeiture funds, rather than into the General Revenue Fund; amending s. 28.35, F.S.; authorizing the Florida Clerks of the Court Operations Corporation to recommend budgets that are in excess of the official estimate under certain circumstances; requiring the corporation to certify the amounts of additional revenues necessary to fund certain budgets; conforming provisions to changes made by the act; amending s. 28.36, F.S.; requiring the corporation to certify the revenue deficit and report the amount necessary to fund anticipated expenditures to the commission; conforming provisions to changes made by the act; authorizing the Legislative Budget Commission to approve a budget that includes an anticipated deficit under certain circumstances; authorizing the corporation to request that the Legislature approve an appropriation of general revenue to the Clerks of the Court Trust Fund under certain circumstances; limiting the amount the corporation may request; amending s. 28.37, F.S.; revising the fund into which certain fines collected by the clerk are to be deposited; amending s. 40.29, F.S.; requiring the Justice Administrative Commission to provide funds to the clerks of court for certain jury-related costs; requiring the clerks of court and the corporation to submit quarterly estimates of certain expenses to the commission; providing the procedure for securing such funds and distributing them to the clerks; providing for the apportionment of costs if funds appropriated by the Legislature are estimated to be insufficient to pay all amounts requested; requiring the clerks of court to pay amounts in excess of appropriated amounts; amending s. 318.18, F.S.; redirecting a portion of the revenue derived from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing obsolete provisions; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; deleting a provision requiring a clerk to remit certain fines under a specified circumstance to the Department of Revenue; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2508—A bill to be entitled An act relating to the Division of State Group Insurance; amending s. 110.12301, F.S.; removing a requirement

that a contract for dependent eligibility verification services for the state group insurance program be contingency-based; requiring the division to notify subscribers of dependent eligibility rules by a certain date; requiring the division to hold a subscriber harmless for past claims of ineligible dependents for a specified timeframe; providing for applicability; removing a requirement that the Department of Management Services submit budget amendments pursuant to ch. 216, F.S., regarding vendor payments for dependent eligibility verification services; authorizing the contractor providing dependent eligibility verification services to request certain information from subscribers; requiring the division and the contractor to disclose to subscribers that dependent eligibility verification information may be subject to disclosure and inspection under public records requirements under certain circumstances; specifying requirements for marriage licenses or certificates or birth certificates submitted for dependent eligibility verification; requiring the contractor to retain documentation obtained for dependent eligibility verification services for a specified timeframe; requiring the department and the contractor to destroy such documentation after a specified date; amending s. 110.12315, F.S.; providing that retail, mail order, and specialty pharmacies participating in the state employees' prescription drug program shall be reimbursed as established by contract; revising supply limitations under the program; providing that the pharmacy dispensing fee be negotiated by the department; revising provisions governing the reimbursement schedule for prescription drugs and supplies dispensed under the program; requiring the department to maintain certain lists; establishing supply limitations for maintenance drugs and supplies; specifying pricing of certain copayments by health plan members; deleting a provision requiring the department to implement additional cost-saving measures and adjustments; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan; requiring the department to implement formulary management for prescription drugs and supplies by a specified date; requiring that certain prescription drugs and supplies remain available unless specifically excluded from the list of approved prescription drugs and supplies; providing that prescription drugs and supplies first made available after a specified date may not be covered by the prescription drug program unless otherwise approved; requiring the department to submit the list of excluded prescription drugs and supplies to the Executive Office of the Governor by a specified date; requiring the list of excluded prescription drugs and supplies approved by the Executive Office of the Governor to be submitted to the Legislature by a specified date; authorizing the department to implement the exclusions if no objection is submitted by the Legislature by a certain date; authorizing the department to propose additional exclusions from coverage, make modifications to the formulary, and move drugs and supplies between copayment tiers; prescribing procedures and requirements with respect to the proposal of additional exclusions or modifications; requiring the department to submit certain information regarding the initial formulary and any subsequent modifications to the Executive Office of the Governor and the Legislature; repealing s. 8 of chapter 99-255, Laws of Florida; repealing a provision prohibiting the department from implementing a prior authorization program or a restricted formulary program that meets certain criteria; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2510—A bill to be entitled An act relating to public records; amending s. 110.12301, F.S.; creating an exemption from public records requirements for records collected for dependent eligibility verification services for the state group insurance program and held by the Department of Management Services; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2512—A bill to be entitled An act relating to the Capitol Complex Advisory Council; creating the advisory council within the legislative branch; specifying the composition of the advisory council; defining the term "Capitol Complex"; authorizing the advisory council to consult

with specified persons in furtherance of its duties; prescribing reporting requirements; requiring the Department of Management Services to periodically brief the advisory council with respect to planned actions regarding the Capitol Complex; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2514—A bill to be entitled An act relating to health care; amending s. 210.20, F.S.; providing that a specified percentage of the cigarette tax, up to a specified amount, be paid annually to the Florida Consortium of National Cancer Institute Centers Program, rather than the Sanford-Burnham Medical Research Institute; requiring that the funds be used to advance cures for cancers afflicting pediatric populations through basic or applied research; amending s. 381.922, F.S.; revising the goals of the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program to include identifying ways to increase pediatric enrollment in cancer clinical trials; establishing the Live Like Bella Initiative to advance progress toward curing pediatric cancer, subject to an appropriation; amending s. 394.9082, F.S.; creating the Substance Abuse and Mental Health (SAMH) Safety Net Network; providing legislative intent; requiring the Department of Children and Families and the Agency for Health Care Administration to determine the scope of services to be offered through providers contracted with the SAMH Safety Net Network; authorizing the SAMH Safety Net Network to provide Medicaid reimbursable services beyond the limits of the state Medicaid plan under certain circumstances; providing that general revenue matching funds for the services shall be derived from the existing unmatched general revenue funds within the substance abuse and mental health program and documented through general revenue expenditure submissions by the department; requiring the agency, in consultation with the department, to seek federal authorization for administrative claiming pursuant to a specified federal program to fund certain interventions, case managers, and facility services; requiring the department, in collaboration with the agency, to document local funding of behavioral health services; requiring the agency to seek certain federal matching funds; amending s. 395.602, F.S.; revising the definition of the term "rural hospital" to include a hospital classified as a sole community hospital, regardless of the number of licensed beds; amending s. 409.904, F.S.; authorizing the agency to make payments for medical assistance and related services on behalf of a person diagnosed with acquired immune deficiency syndrome who meets certain criteria, subject to the availability of moneys and specified limitations; amending s. 409.908, F.S.; revising requirements related to the long-term care reimbursement plan and cost reporting system; requiring the calculation of separate prices for each patient care subcomponent based on specified cost reports; providing that certain ceilings and targets apply only to providers being reimbursed on a cost-based system; expanding the direct care subcomponent to include allowable therapy and dietary costs; specifying that allowable ancillary costs are included in the indirect care cost subcomponent; requiring the agency to establish, by a specified date, a technical advisory council to assist in ongoing development and refining of quality measures used in the nursing home prospective payment system; providing for membership; requiring that nursing home prospective payment rates be rebased at a specified interval; authorizing the payment of a direct care supplemental payment to certain providers; specifying the amount providers will be reimbursed for a specified period of time, which may be a cost-based rate or a prospective payment rate; providing for expiration of this reimbursement mechanism on a specified date; requiring the agency to reimburse providers on a cost-based rate or a rebased prospective payment rate, beginning on a specified date; requiring that Medicaid pay deductibles and coinsurance for certain X-ray services provided in an assisted living facility or in the patient's home; amending s. 409.909, F.S.; providing that the agency shall make payments and distribute funds to qualifying institutions in addition to hospitals under the Statewide Medicaid Residency Program; amending s. 409.9082; revising the uses of quality assessment and federal matching funds to include the partial funding of the quality incentive payment program for nursing facilities that exceed quality benchmarks; amending s. 409.911, F.S.; updating obsolete language; amending s. 409.9119, F.S.; revising criteria for the participation of hospitals in the disproportionate share program for specialty hospitals for children; amending s. 409.913, F.S.; removing a requirement that the agency provide each Medicaid recipient with an explanation of benefits; authorizing the agency to provide an explanation of benefits to

a sample of Medicaid recipients or their representatives; amending s. 409.975, F.S.; authorizing, rather than requiring, a managed care plan to offer a network contract to certain medical equipment and supplies providers in the region; requiring the agency to contract with the SAMH Safety Net Network; specifying that the contract must require managing entities to provide specified services to certain individuals; requiring the agency to conduct a comprehensive readiness assessment before contracting with the SAMH Safety Net Network; requiring the agency and the department to develop performance measures for the SAMH Safety Net Network; requiring the agency and the department to develop performance measures to evaluate the SAMH Safety Net Network and its services; requiring the agency, in consultation with the department and managing entities, to determine the rates for services added to the state Medicaid plan; amending s. 409.979, F.S.; expanding eligibility for long-term care services to include hospital level of care for certain individuals diagnosed with cystic fibrosis; revising eligibility for certain Medicaid recipients in the long-term care managed care program; requiring the agency to contract with an additional, not-for-profit organization that meets certain conditions and offers specified services to frail elders who reside in Miami-Dade County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the Department of Elderly Affairs, to approve a certain number of initial enrollees in the Program of All-inclusive Care for the Elderly (PACE); requiring the agency to contract with a specified not-for-profit organization, a not-for-profit agency serving elders, and a not-for-profit hospice in Leon County to be a site for PACE, subject to federal approval; authorizing PACE to serve eligible enrollees in Gadsden, Jefferson, Leon, and Wakulla Counties; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to an appropriation; amending s. 17 of chapter 2011-61, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE to serve frail elders who reside in certain counties; amending s. 9 of chapter 2016-65, Laws of Florida; revising an effective date; revising the date that rates for hospital outpatient services must take effect; amending s. 29 of chapter 2016-65, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of enrollees in the PACE established to serve frail elders who reside in Hospice Service Area 7; requiring the agency to contract with a not-for-profit organization that meets certain criteria to offer specified services to frail elders who reside in Alachua County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; requiring the agency to contract with an organization that meets certain criteria to offer specified services to frail elders who reside in certain counties, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; providing that the agency may seek any necessary waiver or state plan amendments to serve a certain purpose; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2516—A bill to be entitled An act relating to education funding; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 413.615, F.S.; extending the date for future legislative review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; amending s. 1011.62, F.S.; revising the student membership surveys to be used for the funding model for certain students; requiring the 300 lowest-performing elementary schools to provide a specified summer school program; requiring that the designation of the 300 lowest-performing schools be based on the prior year's state reading assessment; requiring certain schools on the list to maintain the program for a specified time; revising the schools that may be considered small, isolated schools to include elementary schools that meet certain requirements, for the purpose of determining the annual allocation to each district; revising the computation of the district sparsity index for school districts that meet certain criteria; deleting obsolete language; requiring the amount calculated for the federally connected student

supplement for an eligible school district to be recalculated during the year; requiring certain school districts to delineate certain reading strategies in their comprehensive reading plans; requiring the total allocation to be prorated under certain circumstances; providing that certain state allocations to school districts may not be the basis for a positive allocation adjustment for a specified year; amending s. 1013.64, F.S.; revising capital outlay full-time equivalent membership; revising the calculation of capital outlay membership; amending s. 1013.738, F.S.; revising the purposes for which the High Growth District Capital Outlay Assistance Grant Program funds may be used; revising the school district qualification criteria for the grant; revising the funding methodology; amending ss. 1011.71 and 1013.54, F.S.; conforming cross-references; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2518—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health Policy; and Senators Bradley, Young, and Hutson—

CS for SB 406—A bill to be entitled An act relating to compassionate use of low-THC cannabis and marijuana; amending s. 381.986, F.S.; providing legislative intent; defining and redefining terms; authorizing physicians to issue physician certifications to specified patients who meet certain conditions; authorizing physicians to make specific determinations in certifications; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; specifying certain persons who may assist a qualifying patient under the age of 18 in the purchasing and administering of marijuana; prohibiting qualifying patients under the age of 18 from purchasing marijuana; providing that a physician may in certain circumstances certify an amount greater than a 90-day supply; requiring written consent of a parent or legal guardian for the treatment of minors; requiring that certain physicians annually reexamine and reassess patients and update patient information in the compassionate use registry; revising criminal penalties; prohibiting a medical marijuana treatment center from advertising services it is not authorized to provide; providing fines; prohibiting a person or entity from advertising or providing medical marijuana treatment center services without being registered with the department as a medical marijuana treatment center; providing penalties; authorizing a distance learning format for a specified course and reducing the number of hours required for the course; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients to designate caregivers; requiring caregivers to meet specified requirements; prohibiting a qualifying patient from designating more than one caregiver at any given time; providing exceptions; requiring the Department of Health to register caregivers meeting certain requirements on the compassionate use registry; revising the entities to which the compassionate use registry must be accessible; requiring the department to adopt certain rules by a specified date; authorizing the department to charge a fee for identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers by a certain date; requiring the department to register additional medical marijuana treatment centers in accordance with a specified schedule; deleting obsolete provisions; revising the operational requirements for medical marijuana treatment centers; authorizing the department to waive certain requirements under specified circumstances; requiring that certain receptacles be childproof; requiring that additional in-

formation be included on certain labels; requiring that a medical marijuana treatment center comply with certain standards in the production and dispensing of edible or food products; requiring a medical marijuana treatment center to enter additional information into the compassionate use registry; requiring a medical marijuana treatment center to keep a copy of a transportation manifest in certain vehicles at certain times; requiring the department to establish a quality control program that requires medical marijuana treatment centers to submit samples from each batch or lot of marijuana to an independent testing laboratory; requiring a medical marijuana treatment center to maintain records of all tests conducted; requiring the department to adopt rules to create and oversee the quality control program; providing that the department must license independent testing laboratories; authorizing an independent testing laboratory to collect and accept samples of, possess, store, transport, and test marijuana; prohibiting a person with an ownership interest in a medical marijuana treatment center from owning an independent testing laboratory; requiring the department to develop rules and a process for licensing requirements; authorizing the department to impose application and renewal fees; specifying that an independent testing laboratory must be certified to perform required tests; requiring the department to suspend or reduce any mandatory testing if the number of licensed and certified independent testing laboratories is insufficient to process the tests necessary to meet the patient demand for medical marijuana treatment centers; providing that an independent testing laboratory may only accept certain samples; requiring the department to adopt rules related to ownership changes or changes in an owner's investment interest; requiring the department to establish, maintain, and control a seed-to-sale tracking system for marijuana; providing applicability; conforming provisions to changes made by the act; providing that certain research institutions may possess, test, transport, and dispose of marijuana subject to certain conditions and as provided by department rule; providing for the use of emergency rulemaking procedures by the department; creating s. 1004.4351, F.S.; providing a short title; providing legislative findings; defining terms; establishing the Coalition for Medical Marijuana Research and Education within the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing a purpose for the coalition; establishing the Medical Marijuana Research and Education Board to direct the operations of the coalition; providing for the appointment of board members; providing for terms of office, reimbursement for certain expenses, and the conduct of meetings of the board; authorizing the board to appoint a coalition director; prescribing the duties of the coalition director; requiring the board to advise specified entities and officials regarding medical marijuana research and education in this state; requiring the board to annually adopt a Medical Marijuana Research and Education Plan; providing requirements for the plan; requiring the board to issue an annual report to the Governor and the Legislature by a specified date; specifying responsibilities of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Regulated Industries; and Senators Latvala, Lee, and Perry—

CS for SB 750—A bill to be entitled An act relating to franchises; creating s. 686.101, F.S.; providing a short title; creating s. 686.102, F.S.; providing legislative findings and intent; providing construction; creating s. 686.103, F.S.; providing definitions; creating s. 686.104, F.S.; prohibiting a franchisor from terminating or not renewing a franchise except under certain circumstances; providing limitations on what constitutes good cause; providing that immediate notice of termination of a franchise for specified reasons under certain circumstances is reasonable; creating s. 686.105, F.S.; providing that a franchise is deemed to be continuing under certain circumstances; prohibiting a franchisor from allowing a franchise to expire unless specified criteria have been met; authorizing a franchisor to require a franchisee to meet specified requirements; requiring a franchise and other related agreements to continue in effect under certain circumstances; creating s. 686.106, F.S.; prohibiting a franchisor from denying certain persons the opportunity to participate in the ownership of a franchise for a specified period after the death of the franchisee or the person controlling a majority interest; requiring specified persons to meet certain requirements or to sell, transfer, or assign the franchise after the death of the franchisee or the person controlling a majority interest; authorizing a franchisee to sell,

transfer, or assign a franchise, specified assets, or an interest in the franchisee under certain circumstances; prohibiting a franchisor from preventing a franchisee from selling or transferring a franchise, assets of the franchise business, or an interest in the franchisee under certain circumstances; requiring the franchisor to make available and to apply specified requirements for the approval of new or renewing franchises under certain circumstances; requiring a franchisee to notify a franchisor of certain intent; providing notice requirements; providing application requirements for the proposed purchaser, transferee, or assignee of a franchise, certain assets, or an interest in the franchisee under certain circumstances; requiring a franchisor to notify a franchisee of the approval status of a proposed sale, assignment, or transfer within a specified timeframe; providing notice requirements; providing that certain provisions do not prohibit a franchisor from exercising a contractual right of first refusal under certain circumstances; creating s. 686.107, F.S.; providing that a franchisee must have the opportunity to monetize certain equity from the franchise business under certain circumstances; requiring the repurchase by a franchisor of certain inventory, supplies, goods, fixtures, equipment, goodwill, and furnishings upon termination, nonrenewal, or expiration of a franchise subject to certain requirements; providing applicability; providing that a franchisor is civilly liable for failing or refusing to repurchase certain inventory, supplies, goods, fixtures, equipment, goodwill, and furnishings under specified requirements upon termination, nonrenewal, or expiration of a franchise; creating s. 686.108, F.S.; requiring a franchisor or subfranchisor and a franchisee to deal with each other in good faith; prohibiting a person from intentionally misrepresenting or failing to disclose specified information; providing that certain actions are deemed unfair and deceptive; providing that it is a violation of certain provisions for a franchisor and subfranchisor to restrict or inhibit specified rights of franchisees; providing that certain violations constitute a misdemeanor of the second degree; providing penalties; providing that a person may be awarded certain damages, attorney fees, and other costs under specified circumstances; authorizing the Department of Legal Affairs by itself or jointly with the Department of Agriculture and Consumer Services to sue a franchisor on behalf of certain persons for specified violations; creating s. 686.109, F.S.; providing that a contract or franchise agreement is void and unenforceable under certain circumstances; creating s. 686.110, F.S.; providing that provisions in a franchise agreement which restrict venue or choice of law are void under certain circumstances; creating s. 686.111, F.S.; providing that the rights of a franchisor and franchisee to agree to binding arbitration are not limited under certain circumstances; creating s. 686.112, F.S.; providing remedies for a franchisee or an aggrieved or injured person under certain circumstances; authorizing punitive damages under certain circumstances; authorizing the Department of Legal Affairs or the state attorney to bring an action for injunctive relief or other civil relief under certain circumstances; clarifying that specified remedies are in addition to existing remedies; creating s. 686.113, F.S.; providing applicability; amending s. 817.416, F.S.; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

CS for SB 802—A bill to be entitled An act relating to regulated professions and occupations; amending s. 287.055, F.S.; redefining the term "design-build firm"; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.401, F.S.; deleting the definitions of the terms "department," "license," and "licensee"; repealing s. 468.402, F.S., relating to the duties of the Department of Business and Professional Regulation; repealing s. 468.403, F.S., relating to licensure and application requirements for owners and operators of talent agencies; repealing s. 468.404, F.S., relating to fees and renewal of talent agency licenses; repealing s. 468.405, F.S., relating to qualification for talent agency licenses; amending s. 468.406, F.S.; deleting the requirement for talent agencies to file with the department an itemized schedule of certain fees

and an amended or supplemental schedule under certain circumstances; repealing s. 468.407, F.S., relating to license contents and posting; amending s. 468.408, F.S.; deleting a requirement that a talent agency file a bond for each talent agency license; deleting a departmental requirement to approve talent agency bonds; requiring that a bonding company notify the talent agency, rather than the department, of certain claims; amending s. 468.409, F.S.; deleting provisions requiring talent agencies to make specified records readily available for inspection by the department; amending s. 468.410, F.S.; deleting a reference to the department in talent agency contracts; amending s. 468.412, F.S.; revising the information that talent agencies are required to enter on records; revising the requirements for talent agencies to post certain laws and rules; revising the information required in talent agency publications; amending s. 468.413, F.S.; deleting provisions relating to criminal violations for failing to obtain or maintain licensure with the department; deleting provisions authorizing the court to suspend or revoke a license; deleting a provision authorizing the department to impose a \$5,000 fine under certain circumstances; repealing s. 468.414, F.S., relating to collection and deposit of fines, fees, and penalties by the department; amending s. 468.415, F.S.; deleting a provision authorizing the department to permanently revoke a license; amending s. 469.006, F.S.; requiring an individual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; providing requirements for licensure by examination to practice restricted barbering; conforming a provision to changes made by the act; amending s. 477.013, F.S.; revising the definition of the term “specialty”; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior designer to temporarily serve as the business organization’s qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Com-

mission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Education; and Senators Flores, Bradley, Perry, Baxley, and Stargel—

CS for SB 926—A bill to be entitled An act relating to education; requiring the Commissioner of Education to contract for an independent study to determine whether a nationally recognized high school assessment may be administered in lieu of the Florida Standards Assessment and the Algebra I end-of-course assessment; providing requirements for the assessment; requiring the commissioner and the contractor to consult with specified stakeholders; requiring the commissioner to submit a report to the Governor and the Legislature by a specified date; creating s. 1001.4205, F.S.; authorizing an individual district school board member to visit any district school or charter school in his or her school district; providing requirements and restrictions; amending s. 1003.4156, F.S.; revising the mathematics and social studies requirements for student promotion to high school and for certain high school credits; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma; deleting provisions requiring a student or transfer student to take a statewide, standardized Algebra II assessment or a Geometry or United States History end-of-course (EOC) assessment; amending s. 1003.4285, F.S.; revising the standard high school diploma designation requirements for mathematics and social studies; amending s. 1008.22, F.S.; providing an exception to the requirement that ELA assessments be administered online; deleting requirements that a student take an EOC assessment in Geometry, Algebra II, United States History, or Civics; deleting a provision authorizing the commissioner to establish a schedule for the development and administration of additional statewide, standardized EOC assessments; requiring that Mathematics assessments be administered online; providing an exception; requiring the commissioner to make an alternative, nonelectronic assessment option available for statewide assessments; requiring the Department of Education to conduct a study regarding achievement levels for certain statewide, standardized assessments; requiring a report to the Governor, the Legislature, and the state board by a specified date; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades; requiring a district school superintendent to provide the commissioner with certain notifications on the use of a nonelectronic assessment option; requiring the commissioner to provide such an option to the school district; revising provisions relating to reporting requirements for local assessments required by school districts; providing reporting requirements for certain student assessment results; creating s. 1008.222, F.S.; exempting students in certain articulated acceleration mechanisms from taking certain statewide, standardized assessments; requiring the commissioner to establish certain concordant or comparative scores; providing that certain scores are included in school grade calculations; amending s. 1008.25, F.S.; revising the type of reading instruction school districts must provide for certain students; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising the scholar awards on which the Florida Fund for Minority Teachers, Inc.’s budget projection must be based; amending s. 1012.34, F.S.; revising personnel evaluation procedures and criteria; authorizing the commissioner to develop a formula for measuring student learning growth on specified statewide, standardized assessments, rather than requiring the commissioner to approve such a formula; authorizing, rather than requiring, a school district to use certain formulas developed by the commissioner; creating the Committee on Early Childhood Development within the Department of Education; specifying committee purpose; requiring the committee to develop a proposal for specified purposes; providing proposal requirements; providing for membership of the committee; providing requirements for electing a committee chair and vice chair; providing committee meeting requirements; requiring the University of Florida Lastinger Center for Learning to provide necessary staff for the committee; requiring the committee to submit a report by a specified date; providing for the expiration of the committee; providing an effective date.

By the Committee on Banking and Insurance; and Senator Farmer—

CS for SB 1218—A bill to be entitled An act relating to property repair; providing a directive to the Division of Law Revision and Information to create part XVII of ch. 468, F.S., entitled “Water Damage Restoration”; creating s. 468.94, F.S.; creating within the Department of Business and Professional Regulation the water damage restoration services licensing program; providing legislative intent; creating s. 468.941, F.S.; providing exemptions from regulation under the part; creating s. 468.9411, F.S.; defining terms; creating s. 468.9412, F.S.; authorizing the department to establish specified fees; specifying requirements and limitations for such fees; creating s. 468.9413, F.S.; providing examination requirements for applicants for professional water damage restorer licensure; providing requirements for practicing as a professional water damage restorer; requiring the department to review and approve courses of study; defining the term “good moral character”; specifying conditions under which the department may refuse to certify an applicant for lack of good moral character; providing requirements for the department when refusing to certify on such grounds; authorizing the department to adopt rules; providing applicant fingerprinting and background check requirements; creating s. 468.9414, F.S.; requiring the department to license qualified applicants who meet specified requirements; authorizing the department to refuse to certify applicants under certain circumstances; creating s. 468.9415, F.S.; providing requirements for license renewals; authorizing the department to adopt rules; creating s. 468.9416, F.S.; providing requirements for continuing education; authorizing the department to prescribe by rule certain additional requirements; creating s. 468.9417, F.S.; providing procedures for placing licenses in inactive status; requiring the department to adopt rules; creating s. 468.9418, F.S.; providing construction relating to certification of partnerships and corporations; creating s. 468.9419, F.S.; specifying prohibited acts; providing criminal penalties; providing applicability; creating s. 468.942, F.S.; specifying grounds for disciplinary actions; authorizing specified disciplinary actions by the department; creating s. 468.9421, F.S.; requiring professional water damage restorers to maintain specified insurance coverage; creating s. 468.9422, F.S.; requiring contracts to perform water damage restoration to be in a document or electronic record and signed or authenticated by the parties; creating s. 468.9423, F.S.; providing procedures and requirements for grandfathering specified persons for licensure; specifying persons who may not qualify for such licensure; creating s. 468.9424, F.S.; requiring the department to adopt rules; amending s. 627.062, F.S.; specifying that certain fees and costs may not be included in a property insurer’s rate base or used to justify a rate or rate change; amending s. 627.422, F.S.; prohibiting certain property insurance policies from prohibiting the post-loss assignment of benefits; providing that an assignment agreement is not valid unless it meets specified requirements; providing requirements and limitations for assignees of post-loss benefits; requiring insurers to provide specified contact information on their websites and in policies; requiring assignees to deliver an executed assignment agreement to insurers within a specified timeframe; requiring insureds or assignees to provide a certain prelitigation notice and invoice to insurers within a specified timeframe; providing construction; requiring the Office of Insurance Regulation to require each insurer to report at certain intervals specified data relating to claims paid pursuant to assignment agreements; requiring insurers to report certain information to opposing counsel, and requiring the opposing counsel to verify or certify the information, before it is reported to the office; providing applicability; amending s. 627.7011, F.S.; prohibiting specified acts of insurers relating to homeowners’ insurance policies under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senator Rouson—

CS for SR 1440—A resolution acknowledging the abuses experienced by children confined in the Arthur G. Dozier School for Boys and the Florida School for Boys at Okeechobee and expressing the Senate’s regret for such abuses and its commitment to ensure that the children of this state are protected from the abuses and violations of fundamental human decency.

By the Committee on Regulated Industries; and Senators Garcia, Rodriguez, and Artiles—

CS for SB 1682—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an association from hiring an attorney that represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; providing recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing that a renter of a unit has a right to inspect and copy the association’s bylaws and rules; providing criminal penalties; providing a definition; providing requirements relating to the posting of specified documents on an association’s website; providing a remedy for an association’s failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time in which a recalled board member must turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider that is owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; creating s. 718.129, F.S.; providing that certain activities constitute fraudulent voting activities related to association elections; providing criminal penalties; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association’s foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosures; authorizing a contract with a party providing maintenance or management services to be cancelled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable if they do not meet specified notice requirements and terminate, subject to a certain condition; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

By the Committee on Banking and Insurance; and Senator Farmer—

CS for SB 1684—A bill to be entitled An act relating to insurance rates; amending ss. 627.062 and 627.428, F.S.; providing that attorney fees paid pursuant to specified provisions may not be included in an insurer’s base rate and may not be used to justify a rate or rate change; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senators Steube, Baxley, Passidomo, Artiles, and Mayfield—

CS for SB 150—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting

possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; authorizing a court to depart from a mandatory minimum sentence for drug trafficking if the court finds compelling reasons that the mandatory minimum sentence is not necessary for the protection of the public; requiring a court to submit written reasons for such departure to the Office of Economic and Demographic Research; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term “possession of a controlled substance”; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to s. 948.01, F.S., in references thereto; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was referred to the Committees on Judiciary; and Appropriations.

By the Committee on Education; and Senators Grimsley and Mayfield—

CS for SB 1314—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education’s duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department’s duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation; revising the date upon which certain private schools must submit a required report;

specifying that certain actions of the private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1012.98, F.S.; authorizing specified eligible nonprofit scholarship-funding organizations to develop a professional development system; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Community Affairs; and Senator Latvala—

CS for SB 1402—A bill to be entitled An act relating to local governmental financial emergencies; amending s. 218.503, F.S.; expanding the entities that have oversight over local governmental entities, charter schools, charter technical career centers, and district school boards under certain circumstances; specifying the number of members to be on a financial emergency board; specifying the manner of appointing members to the board; providing qualifications of members and the chair of the board; revising the information to which the board has access; requiring the adoption of rules to conduct board business; authorizing the board to hire or retain legal counsel; requiring recommendations and reports to be submitted to specified entities; providing that certain board members of a local governmental entity or district school board who fail to vote affirmatively to take certain actions in certain circumstances are subject to suspension by the Governor; amending s. 218.504, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Agriculture; and Senators Montford and Powell—

CS for SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing specified state universities to develop industrial hemp pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring authorization from a university’s board of trustees before the university may implement a pilot project; requiring pilot projects to comply with rules adopted by the Department of Agriculture and Consumer Services; providing requirements for such rules; requiring the specified state universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature; prohibiting projects from being funded with public funds; providing an effective date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Housing Finance Corporation Appointee: Lieberman, Ronald, Ocala	11/13/2020
Florida Commission on Human Relations Appointees: Peterson, Latanya E., Fleming Island Steele, Rebecca E., Jacksonville	09/30/2018 09/30/2019
Governor’s Mansion Commission Appointee: Mullican, Susan H., Naples	09/30/2019

Office and Appointment

Florida Real Estate Commission

Appointee: Ketcham, Patricia "Patti" E., Tallahassee

*For Term
Ending*

10/31/2020

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES**FIRST READING**

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HJR 1 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Sullivan, Eagle, Fischer, Metz—

HJR 1—A joint resolution proposing an amendment to Section 10 of Article V and creation of a new section in Article XII of the State Constitution to create term limits for Supreme Court justices and judges of the district courts of appeal; providing an effective date; providing applicability.

—was referred to the Committees on Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 59, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Pigman—

CS for HB 59—A bill to be entitled An act relating to cardiac programs; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt rules establishing licensing standards for pediatric cardiac catheterization and pediatric open-heart surgery programs located in licensed facilities; providing requirements for a facility providing such programs, including requiring the facility to be accredited by a nationally recognized accrediting organization; establishing minimum standards for rules for such pediatric cardiac programs; requiring hospitals with a pediatric cardiac catheterization program to participate in the clinical outcome reporting system operated by the Society of Thoracic Surgeons; requiring the agency to establish a pediatric cardiac technical advisory panel and adopt rules based on the panel's recommendations; providing duties of the panel; specifying membership of the panel; amending s. 408.0361, F.S.; granting an exception from volume requirements for diagnostic cardiac catheterization procedures and ischemic heart disease diagnoses for certain hospitals providing adult cardiovascular services; expanding rulemaking criteria for the agency for licensure of hospitals performing percutaneous cardiac intervention procedures; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons for collection of certain data for publication on the agency's website for certain purposes; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 145 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Renner, Fitzenhagen—

HB 145—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; providing legislative intent regarding recovery care centers; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; including recovery care centers as facilities licensed under chapter 395, F.S.; creating s. 395.0171, F.S.; providing admission criteria for a recovery care center; requiring emergency care, transfer, and discharge protocols; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.1055, F.S.; authorizing the agency to establish separate standards for the care and treatment of patients in recovery care 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, 409.975, and 627.64194, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6503 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Shaw—

CS for HB 6503—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to compensate them for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6507 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Be-shars—

CS for HB 6507—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6533 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Grant, J.—

CS for HB 6533—A bill to be entitled An act for the relief of Jennifer Wohlgenuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HJR 7001 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Rules & Policy Committee, Public Integrity & Ethics Committee and Representative(s) Metz—

CS for HJR 7001—A joint resolution proposing an amendment to Section 8 of Article II and the creation of Section 37 of Article XII of the State Constitution; prohibiting legislators and statewide elected officers from personally representing another person or entity for compensation before any state government body or state agency except judicial tribunals for six years following vacation of office; providing that the prohibition applies to individuals who were members of the legislature or who were statewide elected officers at any time after November 8, 2016.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7021, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Metz—

CS for HB 7021—A bill to be entitled An act relating to local government ethics reform; amending s. 112.313, F.S.; providing that contractual relationships held by business entities are deemed held by public officers or employees in certain situations; amending s. 112.3142, F.S.; requiring certain ethics training for governing board members of special districts and water management districts; authorizing certain continuing education to satisfy the ethics training requirement; deleting a requirement that the Commission on Ethics adopt certain rules relating to ethics training class course content; providing course content requirements; encouraging training providers to seek accreditation; amending s. 112.3143, F.S.; prohibiting governing board members of special districts or school districts from voting in an official capacity on specified matters; prohibiting county, municipal, or other local public officers or governing board members of special districts or school districts from participating in specified matters; amending s. 112.3144, F.S.; requiring certain mayors and members of a municipality governing body to file a full and public disclosure of financial interests; providing disclosure requirements; amending s. 112.3145, F.S.; providing disclosure requirements; providing applicability; amending s. 112.31455, F.S.; applying provisions relating to collecting unpaid fines for failing to file such disclosures to school districts; amending s. 112.3148, F.S.; conforming provisions to specified local government lobbyist registration requirements effective October 1, 2018; providing for the future removal of local government authority to enact a rule or ordinance requiring lobbyists to register with the local government; providing for the future repeal of s. 112.3261, F.S., relating to regis-

tration and reporting for lobbying water management districts; creating s. 112.3262, F.S.; providing definitions; requiring the commission to create the Local Government Lobbyist Registration System; requiring lobbyists to register with the commission before lobbying governmental entities effective a specified date; providing registration requirements and fees; providing responsibilities of the lobbyist, governmental entity, commission, and Governor; providing civil penalties; authorizing the suspension of certain lobbyists; authorizing the commission to adopt rules; requiring the commission to provide advisory opinions for specified purposes; amending s. 218.32, F.S.; requiring the Department of Financial Services to file an annual report with the Legislature and commission by a specified date; declaring that the act fulfills an important state interest; providing effective dates.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7023 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Yarborough—

CS for HB 7023—A bill to be entitled An act relating to trust funds; creating s. 112.3263, F.S.; creating the Local Government Lobbyist Registration Trust Fund within the Commission on Ethics; providing for the purpose of the trust fund and sources of funds; providing for the future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7077, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Select Committee on Triumph Gulf Coast and Representative(s) Trumbull—

HB 7077—A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions; amending s. 288.8012, F.S.; providing and revising definitions; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the Recovery Fund; requiring a specified percentage of payments to the state from the Deepwater Horizon lawsuit to be transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; revising provisions concerning the trust account managed by Triumph Gulf Coast, Inc.; requiring interest in the trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the Recovery Fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information prior to making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; requiring Triumph Gulf Coast, Inc., to ensure that a minimum percentage of funds appropriated for such awards from the

trust fund be expended in certain affected counties; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; providing appropriations; authorizing appropriations in the 2017-2018 fiscal year to be spent in the 2018-2019 fiscal year; specifying that the conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7079 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Select Committee on Triumph Gulf Coast and Representative(s) Trumbull—

HB 7079—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7089 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) McClain—

HM 7089—A memorial to the Congress of the United States, urging Congress to support pro-growth tax reform.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 4 and April 5 were corrected and approved.

CO-INTRODUCERS

Senators Benacquisto—CS for SB 196; Latvala—CS for SB 852; Montford—CS for SB 196; Passidomo—CS for SB 196

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:50 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 12:00 noon, Wednesday, April 12 or upon call of the President.



Journal of the Senate

Number 12—Regular Session

Tuesday, April 11, 2017

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REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: CS for CS for SB 182

The Committee on Regulated Industries recommends the following pass: CS for SB 204

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: SB 376; CS for SB 392; SB 514; CS for SB 532; CS for CS for SB 582; CS for SB 718; SB 1094; SB 7022

The Committee on Rules recommends the following pass: CS for CS for SB 172

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SJR 76; CS for SB 454; SB 458; CS for SB 788; CS for SB 790

The Committee on Regulated Industries recommends a committee substitute for the following: SB 512

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: SB 10; CS for SB 18; CS for SB 64; CS for SB 154; CS for SB 234; CS for SB 336; CS for SB 364; CS for SB 370; CS for SB 374; CS for SB 852; CS for SB 884

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 346; SB 404; CS for SM 572; CS for SB 812; SB 1634; SB 1694

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senators Bradley and Flores—

CS for SB 10—A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and

resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; authorizing the South Florida Water Management District and the Board of Trustees of the Internal Improvement Trust Fund to negotiate the amendment and termination of leases on lands within the Everglades Agricultural Area for exchange or use for the reservoir project; requiring certain lease agreements for agricultural work programs to be terminated in accordance with the lease terms; requiring the district to identify certain lands; requiring that the district contact the lessors or landowners of any land identified by a certain date; requiring the board to provide certain land to the district; authorizing the district to acquire land from willing sellers under certain circumstances; prohibiting the total acreage necessary for additional water treatment from exceeding the amount reasonably required to meet state and federal water quality standards; requiring the district to request that the United States Army Corps of Engineers jointly develop a post-authorization change report for the Central Everglades Planning Project; providing requirements for the report; requiring the district to report the status of the report to the Legislature by a certain date; requiring the district to terminate an option agreement under certain circumstances; requiring the district, in coordination with the corps, to begin the planning study for the Everglades Agricultural Area reservoir project by a certain date under specified conditions; requiring the district to give hiring preferences to certain displaced agricultural workers; authorizing the district to negotiate with the owners of the C-51 reservoir project; providing requirements for the C-51 reservoir project if state funds are appropriated for the project; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to request the corps, in the corps' review of the regulation schedule, to consider any repairs to the Herbert Hoover Dike and implementation of certain projects to optimally utilize the added storage capacity; creating s. 373.475, F.S.; providing legislative findings and intent; defining terms; requiring the state, through the Department of Environmental Protection, to provide certain funding assistance to local governments and water supply entities for the development and construction of water storage facilities; requiring the department to adopt rules; specifying required documentation for local government or water supply entities; specifying that recipients need not request certain advance payment; authorizing technical assistance from the department and water management districts to local governments or water supply entities for a certain purpose; specifying certain loan funding minimums and term requirements; requiring a report; authorizing certain audits and servicing fees; providing that the Water Protection and Sustainability Program Trust Fund must be used to carry out the purposes of the water storage facility revolving loan fund; specifying certain default and compliance provisions; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from and to the Water Protection and Sustainability Program Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; amending s. 946.511, F.S.; prohibiting the use of inmates for correctional work programs in the agricultural industry in certain areas; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senator Flores—

CS for CS for SB 18—A bill to be entitled An act for the relief of “Survivor” and the Estate of “Victim”; providing appropriations to compensate Survivor and the Estate of Victim for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing that the amount already paid by the department and the appropriation satisfy all present and future claims related to the injuries of Survivor and the death of Victim; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Bean and Mayfield—

CS for CS for SB 64—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

By the Committee on Appropriations; and Senators Lee, Garcia, and Perry—

CS for SJR 76—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section 4 of Article VII that limit the amount of annual increases in assessments, except for school district levies, of specified nonhomestead real property.

By the Committees on Appropriations; and Criminal Justice; and Senators Thurston and Garcia—

CS for CS for SB 154—A bill to be entitled An act relating to autism awareness training for law enforcement officers; creating s. 943.1727, F.S.; requiring the Department of Law Enforcement to establish a continued employment training component relating to autism spectrum disorder; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Bradley, Bean, Gibson, Hutson, and Stewart—

CS for CS for SB 234—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

By the Committees on Appropriations; and Regulated Industries; and Senators Hutson, Book, and Young—

CS for CS for SB 336—A bill to be entitled An act relating to household movers and moving brokers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover or a moving broker under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover or moving broker from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Commerce and Tourism; and Senator Stargel—

CS for CS for CS for SB 346—A bill to be entitled An act relating to fictitious name registration; reordering and amending s. 865.09, F.S.; defining the term “registrant”; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; specifying additional terms that may not be included in a fictitious name; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Gainer, Broxson, and Montford—

CS for CS for SB 364—A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions to changes made by the act; amending s. 288.8012, F.S.; defining and redefining terms; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the Recovery Fund; requiring a specified percentage of payments made to the state under a specified settlement of litigation related to the Deepwater Horizon oil spill be transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; requiring certain funds to be used for administrative costs; requiring Triumph Gulf Coast, Inc., to ensure that a minimum percentage of funds appropriated for such awards from the trust fund be expended in certain affected counties; providing appropriations; authorizing the transfer of funds in the 2017-2018 fiscal year to be spent in the 2018-2019 fiscal year; requiring interest in the trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the Recovery Fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information before making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; specifying that certain conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members serving after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Stargel—

CS for CS for SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide Civil Air Patrol leave; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a Civil Air Patrol member because of his or her absence by reason of taking Civil Air Patrol leave; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a Civil Air Patrol member who returns to work following Civil Air Patrol leave; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing a declaration of important state interest; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Hukill, Galvano, and Simpson—

CS for CS for SB 374—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the State Board of Community Colleges by a specified date; requiring the State Board of Community Colleges to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges and assigning and housing it for administrative purposes, only, within the department; providing the personnel for the state board; providing the powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Community Colleges or Florida Community College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term “state officer” to include certain Florida Community College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the State Board of Community Colleges, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt provisions relating to the Florida Community College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida Community College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt certain powers and duties related to the Florida Community College System; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida Community College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department’s duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain types of courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the board to coordinate with the State Board of Education; amending ss. 1001.61, 1001.64, 1001.65, 1001.66, and 1001.67, F.S.; conforming provisions to changes made by the act; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified career centers or charter technical career centers from offering certain courses and programs; requiring the State Board of Education to adopt rules; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating

Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the State Board of Community Colleges; requiring the State Board of Community Colleges, in addition to other entities, to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees’ policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending ss. 1004.67, 1004.70, and 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges to collaborate with the State Board of Education to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department’s accountability for career education; requiring the department and the State Board of Community Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Community Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one “2+2” targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, 1007.265, and 1007.27, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring the termination of a baccalaureate degree program under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions under certain circumstances;

amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; removing provisions requiring the department to maintain a listing of certain skills associated with the system of educational accountability; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintaining of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System board of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges for legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term "school officers"; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term "board" does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; creating s. 1013.29, F.S.; authorizing certain high schools to be located on a public or private postsecondary institution campus under certain circumstances; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of

the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; requiring the Board of Governors and the State Board of Community Colleges to submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision and Information; providing effective dates.

By the Committee on Rules; and Senator Simmons—

CS for SB 404—A bill to be entitled An act relating to ratification of Department of Financial Services rules; ratifying specified rules relating to the Florida Workers' Compensation Reimbursement Manual for Hospitals and Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing construction; providing for a certain notice in the Florida Administrative Code, the Florida Administrative Register, or both; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 454—A bill to be entitled An act relating to the regulation of insurance companies; amending s. 177.041, F.S.; providing that a specified property information report, rather than a specified certification by an abstractor or a title company, may be submitted as part of certain information required in relation to the plat or replat of a subdivision; amending ss. 177.091 and 197.502, F.S.; conforming provisions to changes made by the act; amending s. 215.555, F.S.; deleting a future repeal of an exemption of medical malpractice insurance premiums from certain emergency assessments by the State Board of Administration relating to the Florida Hurricane Catastrophe Fund; amending s. 624.407, F.S.; specifying the minimum surplus as to policyholders for insurers that only transact in specified forms of residential property insurance; amending s. 624.424, F.S.; revising a requirement for audit committees established by the boards of directors of insurers, relating to relationships that would interfere with the exercise of independent judgment of committee members; amending s. 625.012, F.S.; revising the allowable assets of insurers relating to specified levied assessments; amending s. 627.062, F.S.; revising requirements for certain rate filings by medical malpractice insurers; amending s. 627.0645, F.S.; adding certain medical malpractice insurance to casualty insurance excluded from an annual base rate filing requirement for rating organizations; amending s. 627.4035, F.S.; revising the methods of paying premiums for insurance contracts; authorizing an insurer to impose a specified insufficient funds fee if certain premium payment methods are returned, are declined, or cannot be processed; providing an exception; amending s. 627.421, F.S.; providing that an electronically delivered document in an insurance policy meets formatting requirements for printed documents under certain conditions; amending s. 627.7295, F.S.; conforming provisions to changes made by the act; amending s. 627.7843, F.S.; replacing provisions relating to ownership and encumbrance reports with provisions relating to property information reports; defining the term "property information report"; prohibiting property information reports from setting forth or implying certain assurances; providing construction; specifying a limitation on the contractual liability of issuers of property information reports; requiring a specified disclosure in property information reports; providing applicability; providing an effective date.

By the Committee on Appropriations; and Senators Brandes and Rouson—

CS for SB 458—A bill to be entitled An act relating to the Florida Criminal Justice Reform Task Force; creating the task force within the legislative branch; specifying membership of the task force; establishing the manner of appointments and the terms of membership; prescribing duties of the task force; specifying requirements for meetings of the task force; requiring the task force to submit a report to the Legislature by a specified date; providing for staffing; specifying public records and

public meetings requirements applicable to the task force; authorizing reimbursement for per diem and travel expenses; providing for expiration; providing an effective date.

By the Committee on Regulated Industries; and Senators Young, Rouson, and Steube—

CS for SB 512—A bill to be entitled An act relating to steroid use in racing greyhounds; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in certain samples taken from a greyhound violates the prohibition on the racing of animals that are impermissibly medicated or determined to have a prohibited substance present; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senators Campbell and Rodriguez—

CS for CS for SM 572—A memorial to the Congress of the United States, urging Congress to recognize January 1 as “Haitian Independence Day,” the month of May as “Haitian Heritage Month” and “Haitian American Heritage Month,” May 18 as “Haitian Flag Day,” and the month of June as “Caribbean American Heritage Month.”

By the Committees on Appropriations; and Criminal Justice; and Senator Clemens—

CS for CS for SB 788—A bill to be entitled An act relating to marketing practices for substance abuse services; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute patient brokering offenses; amending 397.321, F.S.; requiring the Department of Children and Families to ensure that substance abuse service provider personnel providing direct clinical treatment services are certified through a department-recognized certification process; exempting specified licensed individuals from certification; amending s. 397.407, F.S.; revising the requirements for the referral of patients to, and the acceptance of referrals from, a recovery residence; specifying that certain referrals are not prohibited; providing applicability; clarifying that such referrals are not required; amending s. 397.501, F.S.; providing that an application for the disclosure of an individual’s records may be filed as part of an active criminal investigation; authorizing a court to approve an application for the disclosure of an individual’s substance abuse treatment records without providing express notice of the application to the individual or identified parties with an interest in the records if the application is filed as part of an active criminal investigation; providing that upon implementation of the order granting such application, the individual and identified parties with an interest in the records must be afforded an opportunity to seek revocation or amendment of that order; creating s. 397.488, F.S.; providing legislative findings; prohibiting service providers, operators of recovery residences, and certain third parties from engaging in specified marketing practices; providing penalties; creating s. 817.0345, F.S.; prohibiting a person from knowingly and willfully making specified false or misleading statements or providing specified false or misleading information under certain circumstances; providing penalties; amending s. 817.505, F.S.; providing that it is unlawful for a person to offer or pay, or solicit or receive, benefits under certain circumstances; providing fines and penalties; amending s. 895.02, F.S.; revising the definition of the term “racketeering activity”; amending s. 921.0022, F.S.; ranking offenses; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senator Brandes—

CS for CS for SB 790—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during

specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term “public service” with the term “community service”; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term “parole or probation supervisor” with the term “probation officer”; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender’s probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing effective dates.

By the Committees on Rules; and Banking and Insurance; and Senators Perry and Gibson—

CS for CS for SB 812—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a personal lines residential or commercial residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Garcia, Benacquisto, Flores, Campbell, Braynon, and Latvala—

CS for CS for SB 852—A bill to be entitled An act relating to human trafficking; amending s. 39.524, F.S.; requiring the Department of Children and Families or a sheriff's office to conduct a multidisciplinary staffing on child victims of commercial sexual exploitation to determine the child's service and placement needs; revising the date by which the department or sheriff's office must submit a report to the Legislature on child commercial sexual exploitation and safe-harbor placements; revising the contents of the report, including recommendations by the Office of Program Policy Analysis and Government Accountability study on commercial sexual exploitation of children; requiring the department to maintain certain data on the child victims; amending s. 92.565, F.S.; adding commercial sexual activity as a crime in which the defendant's admission is admissible during trial; amending s. 409.016, F.S.; defining the term "commercial sexual exploitation"; amending s. 409.1678, F.S.; deleting the term "sexually exploited child"; removing an obsolete date; conforming provisions to changes made by the act; amending s. 409.1754, F.S.; requiring the department or sheriff's office to conduct multidisciplinary staffings for child victims; requiring a service plan for all victims of child commercial sexual exploitation; requiring the department or sheriff's office to follow up on all victims of child commercial sexual exploitation within a specified timeframe; amending s. 464.013, F.S.; revising the continuing medical education course requirements for certain relicensures or recertifications to include a course in human trafficking; providing requirements and procedures for the course; amending s. 907.041, F.S.; adding human trafficking to the list of crimes requiring pretrial detention of the defendant; reenacting s. 790.065(2)(c), F.S., relating to the sale and delivery of firearms to incorporate the amendment made to s. 907.041, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Hutson—

CS for CS for SB 884—A bill to be entitled An act relating to shark fins; creating s. 379.2426, F.S.; defining terms; prohibiting persons from possessing separated shark fins except under certain conditions; pro-

viding penalties; prohibiting persons with suspended or revoked license privileges from engaging in certain activities; providing an effective date.

By the Committee on Rules; and Senator Steube—

CS for SB 1634—A bill to be entitled An act relating to residential elevators; amending s. 399.031, F.S.; requiring that an elevator controller be capable of monitoring the closed and locked contacts of the hoistway door locking device; requiring that the elevator controller be capable of interrupting the power for the motor and brake for a hoistway door locking device under certain circumstances; prohibiting an elevator car from being restarted until certain conditions are met; requiring a visual indicator to be visible at all landings under certain circumstances; deleting a requirement that the underside of the platform of an elevator car be equipped with a specified device; deleting requirements for such devices; deleting a requirement that manual reset of an elevator resume before downward motion is allowed; requiring the Florida Building Commission to adopt certain provisions relating to residential elevators into the Florida Building Code by a specified date; providing an effective date.

By the Committee on Rules; and Senator Torres—

CS for SB 1694—A bill to be entitled An act relating to support for parental victims of child domestic violence; amending s. 984.071, F.S.; deleting obsolete language; requiring the Department of Juvenile Justice, in collaboration with specified organizations, to develop and maintain updated information and materials regarding specified services and resources; requiring the department to make the information and materials available through specified means; amending s. 943.171, F.S.; requiring domestic violence training for law enforcement officers to include training concerning child-to-parent cases; providing an effective date.

CO-INTRODUCERS

Senators Mayfield—SB 1558; Montford—SB 666; Steube—SB 1558



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CALL TO ORDER

The Senate was called to order by President Negron at 12:00 noon. A quorum present—37:

Mr. President	Farmer	Rader
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Latvala	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Pastor Terrance Wilson, Trinity Church, Miami Gardens:

Mighty God, we believe that what the scripture says in the Psalms is true: "This is the day the Lord has made; We will rejoice and be glad in it." We rejoice because you, oh merciful God, have given us another day and with that day, another opportunity to show love towards one another, to reconcile the mistakes of our past, and to seize the moments this present day has to offer. On this day, we gather to build a better tomorrow, knowing and believing we can only do so with your guidance and divine wisdom.

I pray for the leadership of this great State of Florida, believing that, "In the Lord's hand, the king's heart is a stream of water that he channels toward all who please him." May our actions as a state and nation be pleasing to you, oh matchless God, and may you propel our hearts in a direction that leads us to have compassion for our fellow man, in spite of our own preconceived notions of him. May we always follow the command to love our neighbor as ourselves, knowing that this command calls us to seek out the common ground you have created in all of us. May we strive to find the links in the cords that bind us together as people, and may we eliminate the barriers between us that

hinder us from calling each other brothers and sisters. Though we are all uniquely created, may we remember we are all fearfully and wonderfully created in your image. For it is only through you, oh God, that we can truly operate in unity.

Finally, creator God, we thank you for this great nation, the United States of America. May your divine hand always be upon us and protect us from those who would wish to harm us. We know and believe in scriptures that remind us, "The Lord God is a sun and a shield; the Lord bestows favor and honor." As our sun, may you continually provide and resource our nation and state to create brighter pathways for the generations that will follow us. As our shield, may you guard us from decisions that may potentially become destructive towards ourselves and others. May your favor and honor continue to bless us today, and be a hope for our children, as we believe for a better tomorrow. We pray these things in thy name. Amen.

PLEDGE

Senator Campbell led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Laurie Welton of Vero Beach, sponsored by Senator Mayfield, as the doctor of the day. Dr. Welton specializes in infectious disease.

ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

SR 1796—A resolution recognizing June 2017 as "Caribbean Heritage Month" in Florida.

WHEREAS, from a region that conjures images of a scenic paradise, Caribbean Americans are as vibrant as the islands from which they come, possessing a wealth of talent and history that reverberates throughout this great state and nation, and

WHEREAS, as educators, authors, community leaders, activists, athletes, artists, musicians, and politicians, Caribbean Americans have made their mark in every facet of our society and have contributed to the betterment and diversity of our state and nation, and

WHEREAS, counted among many famous sons and daughters of the Caribbean are civil rights activist W.E.B. Du Bois; United States Secretary of the Treasury Alexander Hamilton; United States Secretary of State Colin Powell; United States Congresswoman Shirley Chisholm; Oscar-nominated actress Cicely Tyson; Oscar-winning actor Sidney Poitier; author, poet, and civil rights activist James Weldon Johnson; musician, actor, and social activist Harry Belafonte; Haitian Revolution General Henri Christophe; actor and author Louise Bennett-Coverley; and numerous others who have displayed great strength and resiliency while serving as pioneers among the people of the Caribbean, and

WHEREAS, the United States has thrived as a country of immigrants, united by common values and by the promise of a better tomorrow, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That June 2017 is recognized as “Caribbean Heritage Month” in Florida and all communities and individuals throughout the state and nation are encouraged to honor their cultural and historical bonds and be reminded that America’s greatness lies in its diversity.

—was introduced, read, and adopted by publication.

At the request of Senator Stargel—

By Senator Stargel—

SR 1832—A resolution recognizing November 2017 as “Diabetes and Heart Disease Awareness Month” in Florida.

WHEREAS, diabetes affects more than 29 million Americans, including more than 2.4 million Floridians, and is a chronic condition that occurs when the body does not properly produce or use the hormone insulin, which regulates blood sugar, and

WHEREAS, type 2 diabetes is the most common type of diabetes, representing an estimated 90 to 95 percent of all diagnosed adult diabetes cases in the United States, and

WHEREAS, diabetes is the seventh leading cause of death nationally, and

WHEREAS, of the more than 29 million people who have diabetes nationally, more than 8 million are undiagnosed and unaware they have the disease, and

WHEREAS, the number of adults with type 2 diabetes in the Florida Medicaid program increased from more than 93,900 in the 2009-2010 state fiscal year to more than 120,900 in the 2014-2015 state fiscal year, and the total cost of diabetes in the Florida Medicaid program in the 2014-2015 state fiscal year was \$142 million, and

WHEREAS, the estimated total cost of diabetes in Florida in 2012 was \$24.3 billion, including \$19.3 billion in direct medical costs, and

WHEREAS, cardiovascular disease, a class of diseases involving the heart or blood vessels, is the leading cause of death associated with diabetes due to complications associated with the disease, such as high blood sugar, high blood pressure, and obesity, which can result in heart attacks, heart failure, and stroke, and

WHEREAS, people with type 2 diabetes are two to four times more likely to develop cardiovascular disease, and

WHEREAS, the prevalence of type 2 diabetes increases with age and affects more than one in four seniors over the age of 65 in the United States, and Florida has the largest percentage of population in this demographic in the nation, and

WHEREAS, one in ten Medicare enrollees in Florida has diabetes and cardiovascular disease, and

WHEREAS, a recent study shows that 52 percent of adults living with type 2 diabetes are unaware that they are at increased risk of cardiovascular disease, and

WHEREAS, two out of three deaths in Americans with type 2 diabetes are attributed to cardiovascular disease, and

WHEREAS, diabetes costs America \$245 billion annually, with direct medical costs accounting for \$176 billion of the total costs in 2012, and

WHEREAS, appropriate awareness and education about the cardiovascular risks associated with diabetes can effectively improve the overall outcome and reduce the financial burden of the illness, and

WHEREAS, the Florida Department of Health and other partners are seeking to promote awareness, education, and action related to diabetes and the link to cardiovascular disease, and

WHEREAS, it is essential that state agencies, public health authorities, health care providers, insurers, and other health care stakeholders promote education and awareness of the connection between diabetes and cardiovascular disease, risk factors, and opportunities to

promote better health for the individuals and populations at risk, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That November 2017 is recognized as “Diabetes and Heart Disease Awareness Month” in Florida.

BE IT FURTHER RESOLVED that the Florida Senate recognizes the policy recommendations of the Florida Diabetes Advisory Council contained in its 2017 Florida Diabetes Report and encourages the organization’s efforts to raise awareness of and address the connection between diabetes and cardiovascular disease.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1838—A resolution recognizing April 12, 2017, as “Nigerian-American Day” in Florida.

WHEREAS, the Federal Republic of Nigeria (Nigeria) is the most populous country in Africa with more than 177 million residents and is the seventh most populated nation in the world, and

WHEREAS, Nigeria, Africa’s largest democracy and economy, is the world’s twelfth largest producer of crude oil and has the world’s tenth largest proven oil reserves, and

WHEREAS, Nigeria has more than 510 living languages, the world’s third largest collection of living languages, including Hausa, Yoruba, Ijaw, Ibibio, Edo, Itsekiri, and Igbo, and

WHEREAS, brave Nigerians volunteered in the “forgotten army” to fight with the 81st and 82nd West African Divisions of the Allied Forces in World War II, served with distinction in various peacekeeping forces, and have been widely recognized in the international community as unrelenting advocates of global peace, and

WHEREAS, there are more than 266,000 Nigerians in the United States, approximately 9,000 of whom reside in Florida, and, according to the United States Census Bureau’s 2014 American Community Survey, Nigerian immigrants in the United States are well-educated, with approximately 96 percent of Nigerian Americans surveyed between 2008 and 2012 having a minimum of a high school education and approximately 61 percent having obtained at least a bachelor’s degree, and

WHEREAS, some notable Nigerians include Akinwande Oluwole “Wole” Babatunde Soyinka, Africa’s first winner of the Nobel Prize in Literature; Hakeem Olajuwon, National Basketball Association (NBA) Finals Most Valuable Player and a 12-time NBA All-Star; Chinua Achebe, author of “Things Fall Apart,” one of the most widely read novels in modern African literature which has been translated into more than 50 languages and has sold more than 8 million copies worldwide; and Aliko Dangote, a Nigerian billionaire who was ranked by Forbes magazine as the richest person of African descent, and

WHEREAS, the Nigerian-American community and the nonprofit Nigerian American Foundation strive to increase awareness and understanding of the Nigerian culture through education and collaborative endeavors, such as the annual Nigerian Festival in Miami Gardens which brings people together to enjoy traditional Nigerian culture, music, and performances, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 12, 2017, is recognized as “Nigerian-American Day” in Florida and the Nigerian American Foundation is commended for its contributions to Nigerian Americans in this state.

—was introduced, read, and adopted by publication.

SPECIAL GUESTS

Senator Flores recognized her son, Máximo Monte Anderson, who was present in the chamber.

Senator Braynon recognized his son, Oscar Braynon III, who was present in the chamber.

SPECIAL ORDER CALENDAR

CS for SB 10—A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; authorizing the South Florida Water Management District and the Board of Trustees of the Internal Improvement Trust Fund to negotiate the amendment and termination of leases on lands within the Everglades Agricultural Area for exchange or use for the reservoir project; requiring certain lease agreements for agricultural work programs to be terminated in accordance with the lease terms; requiring the district to identify certain lands; requiring that the district contact the lessors or landowners of any land identified by a certain date; requiring the board to provide certain land to the district; authorizing the district to acquire land from willing sellers under certain circumstances; prohibiting the total acreage necessary for additional water treatment from exceeding the amount reasonably required to meet state and federal water quality standards; requiring the district to request that the United States Army Corps of Engineers jointly develop a post-authorization change report for the Central Everglades Planning Project; providing requirements for the report; requiring the district to report the status of the report to the Legislature by a certain date; requiring the district to terminate an option agreement under certain circumstances; requiring the district, in coordination with the corps, to begin the planning study for the Everglades Agricultural Area reservoir project by a certain date under specified conditions; requiring the district to give hiring preferences to certain displaced agricultural workers; authorizing the district to negotiate with the owners of the C-51 reservoir project; providing requirements for the C-51 reservoir project if state funds are appropriated for the project; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to request the corps, in the corps' review of the regulation schedule, to consider any repairs to the Herbert Hoover Dike and implementation of certain projects to optimally utilize the added storage capacity; creating s. 373.475, F.S.; providing legislative findings and intent; defining terms; requiring the state, through the Department of Environmental Protection, to provide certain funding assistance to local governments and water supply entities for the development and construction of water storage facilities; requiring the department to adopt rules; specifying required documentation for local government or water supply entities; specifying that recipients need not request certain advance payment; authorizing technical assistance from the department and water management districts to local governments or water supply entities for a certain purpose; specifying certain loan funding minimums and term requirements; requiring a report; authorizing certain audits and servicing fees; providing that the Water Protection and Sustainability Program Trust Fund must be used to carry out the purposes of the water storage facility revolving loan fund; specifying certain default and compliance provisions; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from and to the Water Protection and Sustainability Program Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; amending s. 946.511, F.S.; prohibiting the use of inmates for correctional work programs in the agricultural industry in certain areas; providing a directive to the Di-

vision of Law Revision and Information; providing appropriations; providing an effective date.

—was read the second time by title.

SENATOR FLORES PRESIDING

THE PRESIDENT PRESIDING

Senator Clemens moved the following amendment:

Amendment 1 (318228) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (5) of section 215.618, Florida Statutes, is amended to read:

215.618 Bonds for acquisition and improvement of land, water areas, and related property interests and resources.—

(5) The proceeds from the sale of bonds issued pursuant to this section, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited into the Florida Forever Trust Fund. The bond proceeds deposited into the Florida Forever Trust Fund shall be distributed by the Department of Environmental Protection as provided in s. 259.105. *This subsection does not apply to proceeds from the sale of bonds issued for the purposes of s. 373.45927.*

Section 2. Section 373.45927, Florida Statutes, is created to read:

373.45927 Florida Forever bonding for the Comprehensive Everglades Restoration Plan.—

(1) *As used in this section, the term:*

(a) *“Comprehensive Everglades Restoration Plan” or “CERP” has the same meaning as the term “comprehensive plan” as defined in s. 373.470.*

(b) *“District” means the South Florida Water Management District.*

(2) *The Legislature finds that the current progress and schedules for restoration of the Everglades pursuant to the Comprehensive Everglades Restoration Plan are inadequate to timely restore the ecological system of the Everglades and timely address adverse changes in water quality and in the quantity, distribution, and timing of water flows in the Everglades.*

(3) *Pursuant to s. 11(e), Art. VII of the State Constitution, state bonds are authorized to accelerate the district's current restoration efforts relating to CERP.*

(4) *Any CERP-related cost may be funded using proceeds from Florida Forever bonds issued under s. 215.618, as authorized under that section. The Legislature determines that the authorization and issuance of such bonds is in the best interest of the state and determines that the CERP projects should be accelerated. Notwithstanding any other provision of law, proceeds from the sale of such bonds, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited in a total amount of up to \$1.2 billion in bond proceeds over the course of the 2017-2018 through 2022-2023 fiscal years to the Florida Forever Trust Fund to implement CERP projects.*

Section 3. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to water resources; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.45927, F.S.; defining terms; providing legislative findings; authorizing the issuance of state bonds to accelerate certain restoration efforts of the South Florida Water Management District; providing that the proceeds from the sale of Florida Forever bonds authorized under the section may fund

any costs associated with the Comprehensive Everglades Restoration Plan; providing for the annual deposit of the proceeds, less certain costs, up to a maximum amount for a specified timeframe; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Clemens moved the following substitute amendment which failed:

Amendment 2 (616632) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (5) of section 215.618, Florida Statutes, is amended to read:

215.618 Bonds for acquisition and improvement of land, water areas, and related property interests and resources.—

(5) The proceeds from the sale of bonds issued pursuant to this section, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited into the Florida Forever Trust Fund. The bond proceeds deposited into the Florida Forever Trust Fund shall be distributed by the Department of Environmental Protection as provided in s. 259.105. *This subsection does not apply to proceeds from the sale of bonds issued for the purposes of s. 373.45927.*

Section 2. Section 373.45927, Florida Statutes, is created to read:

373.45927 Florida Forever bonding for the Comprehensive Everglades Restoration Plan.—

(1) *As used in this section, the term:*

(a) *“Comprehensive Everglades Restoration Plan” or “CERP” has the same meaning as the term “comprehensive plan” as defined in s. 373.470.*

(b) *“District” means the South Florida Water Management District.*

(2) *The Legislature finds that the current progress and schedules for restoration of the Everglades pursuant to the Comprehensive Everglades Restoration Plan are inadequate to timely restore the ecological system of the Everglades and timely address adverse changes in water quality and in the quantity, distribution, and timing of water flows in the Everglades.*

(3) *Pursuant to s. 11(e), Art. VII of the State Constitution, state bonds are authorized to accelerate the district’s current restoration efforts relating to CERP.*

(4) *Any CERP-related cost may be funded using proceeds from Florida Forever bonds issued under s. 215.618, as authorized under that section. The Legislature determines that the authorization and issuance of such bonds is in the best interest of the state and determines that the CERP projects should be accelerated. Notwithstanding any other provision of law, proceeds from the sale of such bonds, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited in a total amount of up to \$1.2 billion in bond proceeds over the course of the 2017-2018 through 2022-2023 fiscal years to the Florida Forever Trust Fund to implement CERP projects.*

Section 3. Subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

(3) Funds distributed into the Land Acquisition Trust Fund pursuant to s. 201.15 shall be applied:

(a) First, to pay debt service or to fund debt service reserve funds, rebate obligations, or other amounts payable with respect to Florida Forever bonds issued under s. 215.618; and pay debt service, provide reserves, and pay rebate obligations and other amounts due with respect to Everglades restoration bonds issued under s. 215.619; and

(b) Of the funds remaining after the payments required under paragraph (a), but before funds may be appropriated, pledged, or dedicated for other uses:

1. A minimum of the lesser of 25 percent or \$200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595. From these funds, \$32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the \$32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or \$100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project; *the Everglades Agricultural Area storage reservoir, known as Component G of CERP; the Lake Okeechobee Watershed Project; the C-43 West Basin Storage Reservoir Project; the Indian River Lagoon-South Project; the Western Everglades Restoration Project; the C-111 South-Dade Project; and the Picayune Strand Restoration Project* ~~subject to Congressional authorization~~. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

2. A minimum of the lesser of 7.6 percent or \$50 million shall be appropriated annually for spring restoration, protection, and management projects. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

3. The sum of \$5 million shall be appropriated annually each fiscal year through the 2025-2026 fiscal year to the St. Johns River Water Management District for projects dedicated to the restoration of Lake Apopka. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth in this subparagraph.

4. *The sum of \$100 million is appropriated and shall be transferred to the Everglades Trust Fund for the 2018-2019 fiscal year, and each fiscal year thereafter, for the Everglades Agricultural Area storage reservoir, known as Component G of CERP. Any funds remaining in any fiscal year shall be made available only for projects identified in subparagraph 1. and must be used in accordance with laws relating to such projects. Any funds made available for such purposes in a fiscal year is in addition to the amount appropriated under that subparagraph. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2017, for the purposes set forth in this subparagraph.*

Section 4. Section 446.71, Florida Statutes, is created to read:

446.71 Everglades Restoration Agricultural Community Employment Training Program.—

(1) *The Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., shall establish the Everglades Restoration Agricultural Community Employment Training Program within the Department of Economic Opportunity. The Department of Economic Opportunity shall use funds appropriated to the program by the Legis-*

lature to provide grants to stimulate and support training and employment programs that seek to match persons who complete such training programs with nonagricultural employment opportunities in areas of high agricultural unemployment, and to provide other training, educational, and information services necessary to stimulate the creation of jobs in the areas of high agricultural unemployment.

(2) *The Legislature supports projects that improve the economy in the Everglades Agricultural Area. In recognition of the employment opportunities and economic development generated by new and expanding industries in the area, such as the Airglades Airport in Hendry County and the development of an inland port in Palm Beach County, the Legislature finds that training the citizens of the state to fill the needs of these industries significantly enhances the economic viability of the region.*

(3) *Funds may be used for grants for tuition for public or private technical or vocational programs and matching grants to employers to conduct employer-based training programs, or for the purchase of equipment to be used for training purposes, the hiring of instructors, or any other purpose directly associated with the program.*

(4) *The Department of Economic Opportunity may not award a grant to any given training program which exceeds 50 percent of the total cost of the program. Matching contributions may include in-kind services, including, but not limited to, the provision of training instructors, equipment, and training facilities.*

(5) *The Department of Economic Opportunity may grant up to 100 percent of the tuition for a training program participant primarily employed during 36 of the previous 60 months in the Everglades Agricultural Area.*

(6) *Programs established in the Everglades Agricultural Area must include opportunities to obtain the qualifications and skills necessary for jobs related to federal and state restoration projects, the Airglades Airport in Hendry County, or an inland port in Palm Beach County.*

(7) *The Department of Economic Opportunity shall adopt rules to implement this section.*

Section 5. *The South Florida Water Management District, in coordination with the United States Army Corps of Engineers, must begin a planning study of the Everglades Agricultural Area storage reservoir, known as Component G of CERP, by October 31, 2018.*

Section 6. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to water resources; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.45927, F.S.; defining terms; providing legislative findings; authorizing the issuance of state bonds to accelerate certain restoration efforts of the South Florida Water Management District; providing that the proceeds from the sale of Florida Forever bonds authorized under the section may fund any costs associated with the Comprehensive Everglades Restoration Plan; providing for the annual deposit of the proceeds, less certain costs, up to a maximum amount for a specified timeframe; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; requiring the department, in coordination with the United States Army Corps of Engineers, to begin a planning study of the Everglades Agricultural Area storage reservoir by a specified date; providing an effective date.

The question recurred on **Amendment 1 (318228)** which was withdrawn.

Senator Rodriguez moved the following amendments which failed:

Amendment 3 (264380) (with title amendment)—Delete line 285 and insert:
project is prohibited; however, this prohibition expires if, by January 1, 2022, the land for the EAA reservoir project has not been acquired or the post-authorization change report, developed pursuant to subsection (5), has not received congressional approval.

And the title is amended as follows:

Delete line 19 and insert: requiring the district to identify certain lands; prohibiting the use of eminent domain in the Everglades Agricultural Area for the purpose of implementing the reservoir project; providing for expiration of the prohibition on a specified date under certain circumstances;

Amendment 4 (232260) (with title amendment)—Delete line 346 and insert:

district shall begin the preliminary planning or construction of,

And the title is amended as follows:

Delete line 32 and insert: for the report; requiring certain project site planning, construction, or modification under certain conditions; requiring the district to report the

Amendment 5 (623444)—Delete line 370 and insert:
congressional approval; and

Senator Bradley moved the following amendment which was adopted:

Amendment 6 (921088) (with title amendment)—Delete lines 377-386 and insert:

report is not approved by the corps and submitted for congressional approval by October 1, 2018, or the post-authorization change report has not received congressional approval by December 31, 2019, the district, unless granted an extension by the Legislature, must request the corps to initiate a project implementation report, as defined in s. 373.470, for the EAA reservoir project and the district may proceed with the implementation of CEPP project components in accordance with the final project implementation report.

(b) *The district, when developing the project implementation report, must focus on the goals of the EAA reservoir project as identified in CERP, which include providing additional water storage and conveyance south of the*

And the title is amended as follows:

Delete lines 36-37 and insert: district to request the corps to initiate the project implementation report for the Everglades Agricultural Area

INTRODUCTION OF FORMER SENATORS

The President recognized Constitution Revision Commissioner Don Gaetz, a former Senate President, who was present in the chamber.

Senator Rodriguez moved the following amendments which failed:

Amendment 7 (376758)—Delete lines 385-388 and insert:
focus on the purpose of the EAA reservoir project, which is to provide additional water storage and conveyance south of the lake to reduce the volume of regulatory discharges of water from the lake to the east and west, as well as to provide water to the natural system south of the reservoir.

Amendment 8 (948278)—Between lines 500 and 501 insert:

(c) *“Water supply entity” means a publicly owned water supply entity.*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 9 (163704)—Delete lines 789-820 and insert:
agricultural unemployment. In determining whether to provide funds to

a particular program, the Department of Economic Opportunity shall consider the location of the program in proximity to the program's intended participants.

(2) The Legislature supports projects that improve the economy in the Everglades Agricultural Area. In recognition of the employment opportunities and economic development generated by new and expanding industries in the area, such as the Airglades Airport in Hendry County and the development of an inland port in Palm Beach County, the Legislature finds that training the citizens of the state to fill the needs of these industries significantly enhances the economic viability of the region.

(3) Funds may be used for grants for tuition for public or private technical or vocational programs and matching grants to employers to conduct employer-based training programs, or for the purchase of equipment to be used for training purposes, the hiring of instructors, or any other purpose directly associated with the program.

(4) The Department of Economic Opportunity may not award a grant to any given training program which exceeds 50 percent of the total cost of the program, unless the training program is located within a rural area of opportunity, in which case the grant may exceed 50 percent of the total cost of the program and up to 100 percent. Matching contributions may include in-kind services, including, but not limited to, the provision of training instructors, equipment, and training facilities.

(5) Prior to granting a request for funds made in accordance with this section, the Department of Economic Opportunity shall enter into a grant agreement with the requestor of funds and the institution receiving funding through the program. Such agreement must include all of the following information:

(a) An identification of the personnel necessary to conduct the instructional program, the qualifications of such personnel, and the respective responsibilities of the parties for paying costs associated with the employment of such personnel.

(b) An identification of the estimated length of the instructional program.

(c) An identification of all direct, training-related costs, including tuition and fees, curriculum development, books and classroom materials, and overhead or indirect costs.

(d) An identification of special program requirements that are not otherwise addressed in the agreement.

(6) The Department of Economic Opportunity may grant up to 100 percent of the tuition for a training program participant who currently resides, and has resided for at least three of the five immediately preceding years within the Everglades Agricultural Area as described in s. 373.4592 and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.

(7) Programs established in the Everglades Agricultural Area must include opportunities to obtain the qualifications and skills necessary for jobs related to federal and state restoration projects, the Airglades Airport in Hendry County, an inland port in Palm Beach County, or other industries with verifiable, demonstrated interest in operating within the Everglades Agricultural Area and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.

(8) The Department of Economic Opportunity shall adopt

INTRODUCTION OF FORMER SENATORS

Senator Latvala recognized former Senator Curt Kiser who was present in the gallery.

On motion by Senator Bradley, by two-thirds vote, **CS for SB 10**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Perry
Artiles	Gainer	Powell
Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Farmer	Passidomo	Young

Nays—3

Brandes	Clemens	Torres
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By direction of the President, pursuant to Rule 4.3(3), the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 8, with 1 amendment, and requests the concurrence of the Senate.

Portia Palmer, Clerk

CS for SB 8—A bill to be entitled An act relating to gaming; amending and reordering s. 24.103, F.S.; defining the term "point-of-sale terminal"; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket at a point-of-sale terminal; authorizing the department to adopt rules; providing requirements for the rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including or making use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; amending s. 285.710, F.S.; redefining the term "compact"; ratifying and approving a specified compact executed by the Governor and the Seminole Tribe of Florida contingent upon the adoption of specified amendments to the compact; superseding the compact approved by the Legislature in 2010, subject to certain requirements; directing the Governor to cooperate with the Tribe in seeking approval of the amended compact from the United States Secretary of the Interior; directing the Secretary of the Department of Business and Professional Regulation to provide written notice of the effective date of the compact to specified persons under certain circumstances; specifying the amendments that must be made to the compact by agreement between the Governor and the Tribe for the compact to be deemed ratified and approved; prohibiting the incorporation of specified amendments into the compact from impacting or changing the payments required to the state by the Tribe during specified payment periods; prohibiting the compact from being amended to prorate or reduce required payments to the state; requiring specified provisions of the compact relating to required payments to the state during the initial payment period be deleted; expanding the games authorized to be conducted and the counties in which such games may be offered; amending s. 285.712, F.S.; correcting a citation; creating s. 546.11, F.S.; providing a short title; creating s. 546.12, F.S.; providing legislative findings and intent; creating s. 546.13, F.S.; defining terms; creating s. 546.14, F.S.; creating the Office of Contest Amusements within the Department of Business and Professional Regulation; requiring that the office be under the supervision of a senior manager who is exempt from the Career Service System and is appointed by the se-

cretary of the department; providing duties of the office; providing for rulemaking; creating s. 546.15, F.S.; providing licensing requirements for contest operators offering fantasy contests; providing licensing application and renewal fees; requiring the office to grant or deny a license within a specified timeframe; providing that a completed application is deemed approved 120 days after receipt by the office under certain circumstances; exempting applications for a contest operator's license from certain licensure timeframe requirements; providing requirements for the license application; providing that specified persons or entities are not eligible for licensure under certain circumstances; defining the term "convicted"; authorizing the office to suspend, revoke, or deny a license under certain circumstances; creating s. 546.16, F.S.; requiring a contest operator to implement specified consumer protection procedures under certain circumstances; requiring a contest operator to annually contract with a third party to perform an independent audit under certain circumstances; requiring a contest operator to submit the audit results to the office by a certain date; creating s. 546.17, F.S.; requiring contest operators to keep and maintain certain records for a specified period; providing a requirement for such records; requiring that such records be available for audit and inspection; requiring the department to adopt rules; creating s. 546.18, F.S.; providing a civil penalty; providing applicability; exempting fantasy contests from certain provisions in ch. 849, F.S.; providing a directive to the Division of Law Revision and Information; amending s. 550.002, F.S.; redefining the term "full schedule of live racing or games"; amending s. 550.01215, F.S.; revising application requirements for pari-mutuel operating licenses; authorizing a greyhound racing permitholder to specify certain intentions on its application; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing a thoroughbred horse racing permitholder to elect not to conduct live racing under certain circumstances; authorizing a thoroughbred horse racing permitholder that elects not to conduct live racing to retain its permit and requiring the permitholder to specify its intention not to conduct live racing in future applications and that it is a pari-mutuel facility; authorizing such thoroughbred racing permitholder's facility to remain an eligible facility, to continue to be eligible for a slot machine license, to be exempt from certain provisions of chs. 550 and 551, F.S., to be eligible as a guest track for intertrack wagering and simulcasting, and to remain eligible for a cardroom license; requiring, for a specified period, that such permitholder file with the division an irrevocable consent authorizing the use of certain contributions for specified purses and awards; exempting certain harness horse racing permitholders, quarter horse racing permitholders, and jai alai permitholders from specified live racing or live games requirements; authorizing such permitholders to specify certain intentions on their applications; authorizing certain permitholders that elect not to conduct live racing to retain their permits; providing that certain facilities of such permitholders that have been issued a slot machine license remain eligible facilities, continue to be eligible for a slot machine license, are exempt from certain provisions of ch. 551, F.S., are eligible to be guest tracks or, in certain cases, host tracks for certain purposes, and remain eligible for a cardroom license; authorizing the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to approve changes in racing dates for permitholders under certain circumstances; providing requirements for licensure of certain jai alai permitholders; deleting a provision for conversion of certain converted permits to jai alai permits; authorizing certain limited thoroughbred racing permitholders to apply by a certain date to conduct live performances during a specified timeframe subject to certain conditions; amending s. 550.0251, F.S.; requiring the division to annually report to the Governor and the Legislature; specifying requirements for the content of the report; amending s. 550.054, F.S.; requiring the division to revoke a pari-mutuel wagering operating permit under certain circumstances; prohibiting issuance or approval of new pari-mutuel permits after a specified date; prohibiting certain revoked permits from being reissued; authorizing a permitholder to apply to the division to place a permit in inactive status; revising provisions that prohibit transfer or assignment of a pari-mutuel permit; deleting provisions authorizing a jai alai permitholder to convert such permit to conduct greyhound racing; deleting a provision requiring the division to convert such permits under certain circumstances; deleting provisions for certain converted permits; amending s. 550.0555, F.S.; authorizing specified permitholders to relocate under certain circumstances, subject to certain restrictions; deleting a provision requiring the relocation to be necessary to ensure the revenue-producing capability of the permittee without deteriorating the revenue-producing capability of any other pari-mutuel permittee within a certain distance; revising how certain distances are measured; repealing s. 550.0745, F.S., relating to the conversion of pari-mutuel permits to summer jai alai permits; amending s. 550.0951, F.S.; deleting provisions for certain credits for a greyhound racing permitholder; deleting a provision requiring a specified license fee to be deposited with the

Chief Financial Officer to the credit of the Pari-mutuel Wagering Trust Fund; revising the tax on handle for live greyhound racing and inter-track wagering if the host track is a greyhound racing track; repealing s. 550.09511(4), F.S., relating to a requirement that certain jai alai permitholders pay to the state the same aggregate amount of certain fees and taxes as the permitholders paid during a specified year in which they conducted at least 100 live performances; amending s. 550.09512, F.S.; providing for the revocation of certain harness horse racing permits; specifying that a revoked permit may not be reissued; amending s. 550.09514, F.S.; deleting certain provisions that prohibit tax on handle until a specified amount of tax savings have resulted; revising purse requirements of a greyhound racing permitholder that conducts live racing; amending s. 550.09515, F.S.; providing for the revocation of certain thoroughbred racing permits; specifying that a revoked permit may not be reissued; amending s. 550.1625, F.S.; deleting the requirement that a greyhound racing permitholder pay the breaks tax; repealing s. 550.1647, F.S., relating to unclaimed tickets and breaks held by greyhound racing permitholders; amending s. 550.1648, F.S.; revising requirements for a greyhound racing permitholder to provide a greyhound adoption booth at its facility; requiring sterilization of greyhounds before adoption; authorizing the fee for such sterilization to be included in the cost of adoption; defining the term "bona fide organization that promotes or encourages the adoption of greyhounds"; creating s. 550.1752, F.S.; creating the permit reduction program within the division; providing a purpose for the program; providing for funding for the program; requiring the division to purchase pari-mutuel permits from permitholders under certain circumstances; requiring that permitholders who wish to make an offer to sell meet certain requirements; requiring the division to adopt a certain form by rule; requiring that the division establish the value of a pari-mutuel permit based on the valuation of one or more independent appraisers; authorizing the division to establish a value that is lower than the valuation of the independent appraiser; requiring the division to accept the offers that best utilize available funding; prohibiting the department from accepting an offer to purchase a permit or from executing a contract to purchase a permit under certain conditions; requiring, by a specified date, that the division certify an executed contract to the Chief Financial Officer and request a distribution to be paid to the permitholder; limiting such distributions; providing for expiration of the program; creating s. 550.1753, F.S.; creating the thoroughbred purse and awards supplement program within the division as of a specified date; providing a purpose for the program; providing for funding of the program; requiring the division, within a specified timeframe, to certify to the Chief Financial Officer the amount of the purse and awards supplement funds to be distributed to eligible thoroughbred racing permitholders and request distribution of such funds from the General Revenue Fund to such permitholders; limiting the amount of distributions in any given fiscal year; specifying intended uses of the funds; prohibiting certain thoroughbred horse racing permitholders from receiving purse and awards supplements unless they provide a copy of a certain agreement; specifying percentages of the funds that must be used for certain purposes; requiring the division to apportion purse and awards supplement funds in a specified manner; providing conditions under which certain limited thoroughbred racing permitholders may make annual application for and receive certain funds; providing that funding must be allocated on a pro rata share basis; providing that certain funding is conditioned on limited thoroughbred racing permitholders applying for a limited number of performances; providing that limited thoroughbred permitholders under the program are treated as other thoroughbred permitholders applying for funding after a certain date; authorizing such funds to be used to supplement purses and subsidize certain costs; requiring the division to distribute a specified percentage of funds to a specified organization for payment of specified racing awards; authorizing certain supplemental funds to be returned to thoroughbred horse racing permitholders to allow them to distribute special racing awards under certain circumstances under terms established in a required written agreement; requiring the division to adopt a form to apply to receive supplement purse funds under the program; authorizing the division to adopt rules; providing for expiration of the program; amending s. 550.2415, F.S.; revising the actions that mark the commencement of certain administrative actions; requiring the division to adopt certain rules; deleting a provision specifying the version of the Controlled Therapeutic Medication Schedule which must be used by the division to adopt certain rules; requiring the division rules to include a penalty system for the use of certain drugs, medications, and other foreign substances; requiring the classification and penalty system included in division rules to incorporate specified documents; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported within a certain timeframe on a form adopted by the division; requiring such form to be completed and signed under oath or affirmation by certain individuals; providing penalties; specifying information that must be included on the form; requiring the division to maintain the forms as

public records for a specified time; specifying disciplinary action that may be taken against a licensee of the Department of Business and Professional Regulation who makes false statements on an injury form or who fails to report an injury; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3345, F.S.; deleting obsolete provisions; revising requirements for a permit previously converted from a quarter horse racing permit to a limited thoroughbred racing permit; authorizing certain holders of limited thoroughbred racing permits to apply for and be issued an operating license for a specified purpose under certain circumstances; amending s. 550.3551, F.S.; deleting a provision that limits the number of out-of-state races on which wagers are accepted by a greyhound racing permit holder; deleting a provision requiring certain permit holders to conduct a full schedule of live racing to receive certain full-card broadcasts and accept certain wagers; conforming a cross-reference; amending s. 550.475, F.S.; prohibiting a permit holder from leasing from certain pari-mutuel permit holders; amending s. 550.5251, F.S.; deleting a provision relating to requirements for thoroughbred permit holders; deleting a provision prohibiting a thoroughbred racing permit holder from beginning a race before a specified time; amending s. 550.615, F.S.; revising eligibility requirements for certain pari-mutuel facilities to qualify to receive certain broadcasts; providing that certain greyhound racing permit holders are not required to obtain certain written consent; deleting requirements that intertrack wagering be conducted between certain permit holders; deleting a provision prohibiting certain intertrack wagering in certain counties; specifying conditions under which greyhound racing permit holders may accept wagers; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.101, F.S.; revising the facilities that may possess slot machines and conduct slot machine gaming; deleting certain provisions requiring a countywide referendum to approve slot machines at certain facilities; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; prohibiting the division from issuing a slot machine license to certain pari-mutuel permit holders; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; exempting a summer thoroughbred racing permit holder from certain purse requirements; providing applicability; providing an expiration for a provision requiring certain slot machine licensees to remit a certain amount for the payment of purses on live races; deleting a provision prohibiting the division from issuing or renewing a license for an applicant holding a permit under ch. 550, F.S., under certain circumstances; conforming provisions to changes made by the act; creating s. 551.1042, F.S.; prohibiting the transfer of a slot machine license or relocation of a slot machine facility; providing an exception; creating s. 551.1043, F.S.; providing legislative findings; authorizing two additional slot machine licenses to be awarded and renewed annually to persons located in specified counties; providing that no more than one license may be awarded in each of those counties; authorizing certain persons to apply for such licenses; providing that certain persons are ineligible to apply for the additional slot machine licenses; providing a license application fee; requiring the deposit of the fee in the Pari-mutuel Wagering Trust Fund; requiring the Division of Pari-mutuel Wagering to award the license to the applicant that best meets the selection criteria; providing selection criteria; requiring the division to complete a certain evaluation by a specified date; specifying grounds for denial of an application; providing that certain protests be forwarded to the Division of Administrative Hearings; providing requirements for appeals; authorizing the Division of Pari-mutuel Wagering to adopt certain emergency rules; authorizing the licensee of the additional slot machine license to operate a cardroom and a specified number of house banked blackjack table games at its facility under certain circumstances; providing that such licensee is subject to specified provisions of ch. 849, F.S., and exempt from specified provisions of chs. 550 and 551, F.S.; creating s. 551.1044, F.S.; authorizing blackjack table games at certain pari-mutuel facilities; specifying limits on wagers; requiring a permit holder that offers banked blackjack to pay a tax to the state; providing that such tax is subject to certain provisions of ch. 849, F.S.; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenues under certain conditions; revising the taxes to be paid to the division for deposit into the Pari-mutuel Wagering Trust Fund; requiring certain funds to be transferred into the Educational Enhancement Trust Fund and to specified entities; requiring certain permit holders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.108, F.S.; providing applicability; amending s. 551.114, F.S.; revising the areas where a designated slot machine gaming area may be located; amending s.

551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 551.121, F.S.; authorizing the serving of complimentary or reduced-cost alcoholic beverages to persons playing slot machines; authorizing the location of an automated teller machine or similar device within designated slot machine gaming areas; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; revising certain license renewal requirements; deleting provisions relating to restrictions on hours of operation; authorizing certain cardroom operators to offer certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting cardroom operators from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover all wagers of opposing players; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; revising requirements for a cardroom license to be issued or renewed; requiring a certain written agreement with a thoroughbred permit holder; providing contract requirements for the agreement; requiring a thoroughbred permit holder to remit a percentage of specified funds to the Florida Thoroughbred Breeders' Association, Inc., subject to certain requirements; revising requirements to transfer or reissue certain cardroom gaming licenses; conforming provisions to changes made by the act; amending s. 849.0931, F.S.; authorizing certain veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or similar endeavors to conduct bingo using electronic tickets on specified premises; requiring that electronic tickets for instant bingo meet a certain requirement; making the sale of such tickets by veterans' organizations contingent upon certification of software by a nationally recognized independent gaming laboratory; directing the Division of Pari-mutuel Wagering to revoke certain pari-mutuel permits; specifying that the revoked permits may not be re-issued; providing a directive to the Division of Law Revision and Information; providing effective dates; providing a contingent effective date.

House Amendment 1 (837981) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (1) and subsection (3) of section 285.710, Florida Statutes, are amended to read:

285.710 Compact authorization.—

(1) As used in this section, the term:

(a) “Compact” means the Gaming Compact between the Seminole Tribe of Florida and the State of Florida, ~~executed on April 7, 2010.~~

(3)(a) The Gaming Compact between the Seminole Tribe of Florida and the State of Florida, executed by the Governor and the Tribe on April 7, 2010, ~~is~~ ratified and approved by chapter 2010-29, Laws of Florida. ~~The Governor shall cooperate with the Tribe in seeking approval of the compact from the United States Secretary of the Interior.~~

(b) *The Governor, on behalf of this state, is hereby authorized and directed to execute a new compact with the Tribe as set forth in paragraph (c), and the Legislature hereby signifies in advance its approval and ratification of such compact, provided that it is identical to the compact set forth in paragraph (c) and becomes effective on or before January 1, 2018. The Governor shall cooperate with the Tribe in seeking approval of such compact ratified and approved under this paragraph from the Secretary of the Department of the Interior. Upon becoming effective, such compact supersedes the Gaming Compact ratified and approved under paragraph (a), which shall then become null and void.*

(c) *The Legislature hereby approves and ratifies the following Gaming Compact between the State of Florida and the Seminole Tribe of Florida, provided that such compact becomes effective on or before January 1, 2018:*

*Gaming Compact Between the Seminole Tribe of Florida
and the State of Florida*

This compact is made and entered into by and between the Seminole Tribe of Florida and the State of Florida, with respect to the operation of covered games, as defined herein, on the Tribe's Indian lands, as defined by the Indian Gaming Regulatory Act, 25 U.S.C. ss. 2701 et seq.

PART I

TITLE.—This document shall be referred to as the “Gaming Compact between the Seminole Tribe of Florida and the State of Florida.”

PART II

LEGISLATIVE FINDINGS.—

(1) *The Seminole Tribe of Florida is a federally recognized tribal government that possesses sovereign powers and rights of self-government.*

(2) *The State of Florida is a state of the United States of America that possesses the sovereign powers and rights of a state.*

(3) *The State of Florida and the Seminole Tribe of Florida maintain a government-to-government relationship.*

(4) *The United States Supreme Court has long recognized the right of an Indian Tribe to regulate activity on lands within its jurisdiction, but the United States Congress, through the Indian Gaming Regulatory Act, has given states a role in the conduct of tribal gaming in accordance with negotiated tribal-state compacts.*

(5) *Pursuant to the Seminole Tribe Amended Gaming Ordinance, adopted by Resolution No. C-195-06, and approved by the Chairman of the National Indian Gaming Commission on July 10, 2006, hereafter referred to as the “Seminole Tribal Gaming Code,” the Seminole Tribe of Florida desires to offer the play of covered games, as defined in Part III, as a means of generating revenues for purposes authorized by the Indian Gaming Regulatory Act, including, without limitation, the support of tribal governmental programs, such as health care, housing, sewer and water projects, police, fire suppression, general assistance for tribal elders, day care for children, economic development, educational opportunities, per capita payments to tribal members, and other typical and valuable governmental services and programs for tribal members.*

(6) *This compact is the only gaming compact between the Tribe and the state. This compact supersedes the Gaming Compact between the Tribe and the state executed on or about April 7, 2010, which was subsequently ratified by the Legislature and went into effect on or about July 6, 2010.*

(7) *It is in the best interests of the Seminole Tribe of Florida and the State of Florida for the state to enter into a compact with the Tribe that recognizes the Tribe's right to offer certain Class III gaming and provides substantial exclusivity of such activities in conjunction with a reasonable revenue sharing arrangement between the Tribe and the state that will entitle the state to significant revenue participation.*

PART III

DEFINITIONS.—As used in this compact, the term:

(1) *“Annual oversight assessment” means the amount owed by the Tribe to the state for reimbursement for the actual and reasonable costs incurred by the state compliance agency to perform the monitoring functions set forth under the compact.*

(2) *“Class II video bingo terminals” means any electronic aid to a Class II bingo game that includes a video spinning reel or mechanical spinning reel display.*

(3) *“Class III gaming” means the forms of Class III gaming defined in 25 U.S.C. s. 2703(8) and by the regulations of the National Indian Gaming Commission.*

(4) *“Commission” means the Seminole Tribal Gaming Commission, which is the tribal governmental agency that has the authority to carry out the Tribe's regulatory and oversight responsibilities under this compact.*

(5) *“Compact” means this Gaming Compact between the Seminole Tribe of Florida and the State of Florida.*

(6) *“Covered game” or “covered gaming activity” means the following Class III gaming activities:*

(a) *Slot machines, which machines must meet all of the following requirements:*

1. *Any mechanical or electrical contrivance, terminal that may or may not be capable of downloading slot games from a central server system, machine, or other device.*

2. *Require, for play or operation, the insertion of a coin, bill, ticket, token, or similar object, or payment of any consideration whatsoever, including the use of any electronic payment system, except a credit card or debit card, unless state law authorizes the use of an electronic payment system that uses a credit or debit card payment, in which case the Tribe is authorized to use such payment system.*

3. *Are available to play or operate, the play or operation of which, whether by reason of skill or application of the element of chance or both, may deliver or entitle the person or persons playing or operating the contrivance, terminal, machine, or other device to receive cash, billets, tickets, tokens, or electronic credits to be exchanged for cash or to receive merchandise or anything of value whatsoever, whether the payoff is made automatically from the machine or manually.*

4. *Includes associated equipment necessary to conduct the operation of the contrivance, terminal, machine, or other device.*

5. *May use spinning reels, video displays, or both.*

(b) *Banking or banked card games, including any card games that are banked by the house, a player, other person or party, or any combination or variation thereof, such as baccarat, chemin de fer, and blackjack or 21; provided that the Tribe shall not offer such banked card games at its Brighton or Big Cypress facilities.*

(c) *Raffles and drawings.*

(d) *Any new game, if expressly authorized by the Legislature pursuant to legislation enacted subsequent to the effective date of this compact and lawfully conducted by any person for any purpose pursuant to such authorization, except for banked card games authorized for any other federally recognized tribe pursuant to Indian Gaming Regulatory Act, provided that the tribe has land in federal trust in the state as of February 1, 2017.*

(7) *“Covered game employee” or “covered employee” means an individual employed and licensed by the Tribe whose responsibilities include the rendering of services with respect to the operation, maintenance, or management of covered games, including, but not limited to, managers and assistant managers; accounting personnel; commission officers; surveillance and security personnel; cashiers, supervisors, and floor personnel; cage personnel; and any other employee whose employment duties require or authorize access to areas of the facility related to the conduct of covered games or the technical support or storage of covered game components. The term does not include the Tribe's elected officials, provided that such individuals are not directly involved in the operation, maintenance, or management of covered games or covered games components.*

(8) *“Documents” means books, records, electronic, magnetic, and computer media documents, and other writings and materials, copies of such documents and writings, and information contained in such documents and writings.*

(9) *“Effective date” means the date on which the compact becomes effective pursuant to subsection (1) of Part XVI.*

(10) *“Electronic bingo machine” means a card minding device, which may only be used in connection with a bingo game as defined in s. 849.0931(1)(a), Florida Statutes, which is certified in advance by an independent testing laboratory approved by the Division of Pari-Mutuel Wagering as a bingo aid device that meets all of the following requirements:*

(a) *Aids a bingo game player by:*

1. Storing in the memory of the device not more than three bingo faces of tangible bingo cards as defined by s. 849.0931(1)(b), Florida Statutes, purchased by a player.

2. Comparing the numbers drawn and individually entered into the device by the player to the bingo faces previously stored in the memory of the device.

3. Identifying preannounced winning bingo patterns marked or covered on the stored bingo faces.

(b) Is not capable of accepting or dispensing any coins, currency, or tokens.

(c) Is not capable of monitoring any bingo card face other than the faces of the tangible bingo card or cards purchased by the player for that game.

(d) Is not capable of displaying or representing the game result through any means other than highlighting the winning numbers marked or covered on the bingo card face or giving an audio alert that the player's card has a prize-winning pattern. No casino game graphics, themes, or titles, including, but not limited to, depictions of slot machine-style symbols, cards, craps, roulette, or lottery may be used.

(e) Is not capable of determining the outcome of any game.

(f) Does not award progressive prizes of more than \$2,500.

(g) Does not award prizes exceeding \$1,000, other than progressive prizes not exceeding \$2,500.

(h) Does not contain more than one player position for playing bingo.

(i) Does not contain or does not link to more than one video display.

(j) Awards prizes based solely on the results of the bingo game, with no additional element of chance.

(11) "Facility" means a building or buildings of the Tribe in which the covered games authorized by this compact are conducted.

(12) "Guaranteed minimum compact term payment" means a minimum total payment for the guarantee payment period of \$3 billion, which shall include all revenue share payments during the guarantee payment period.

(13) "Guarantee payment period" means the seven-year period beginning July 1, 2017, and ending June 30, 2024.

(14) "Guaranteed revenue sharing cycle payment" means the payments as provided in Part XI.

(15) "Historic racing machine" means an individual historic race terminal linked to a central server as part of a network-based video game, where the terminals allow pari-mutuel wagering by players on the results of previously conducted horse or greyhound races, but only if the game is certified in advance by an independent testing laboratory approved by the Division of Pari-Mutuel Wagering as complying with all of the following requirements:

(a) Stores all data on previously conducted horse or greyhound races in a secure format on the central server, which is located at the pari-mutuel facility.

(b) Uses only horse or greyhound races that were recorded at licensed pari-mutuel facilities in the United States after January 1, 2000.

(c) Offers one or more of the following three bet types on all historic racing machines: win-place-show, quinella, or tri-fecta.

(d) Offers one or more of the following racing types: thoroughbreds, harness, or greyhounds.

(e) Progressive prizes of more than of \$2,500 are prohibited.

(f) Does not award prizes exceeding \$1,000, other than progressive prizes not exceeding \$2,500.

(g) After each wager is placed, displays a video of at least the final eight seconds of the horse or greyhound race before any prize is awarded or indicated on the historic racing machine.

(h) The display of the video of the horse or greyhound race must occupy at least 70 percent of the historic racing machine's video screen and does not contain and is not linked to more than one video display.

(i) Does not use casino game graphics, themes, or titles, including but not limited to, depictions of slot machine-style symbols, cards, craps, roulette, lottery, or bingo.

(j) Does not use video or mechanical reel displays.

(k) Does not contain more than one player position for placing wagers.

(l) Does not dispense coins, currency, or tokens.

(m) Awards prizes solely on the results of a previously conducted horse or greyhound race with no additional element of chance.

(n) Uses a random number generator to select the race from the central server to be displayed to the player and the numbers or other designations of race entrants that will be used in the various bet types for any "Quick Pick" bets. To prevent an astute player from recognizing the race based on the entrants and thus knowing the results before placing a wager, the entrants of the race may not be identified until after all wagers for that race have been placed.

(16) "Indian Gaming Regulatory Act" means the Indian Gaming Regulatory Act, Pub. L. 100-497, Oct. 17, 1988, 102 Stat. 2467, codified at 25 U.S.C. ss. 2701 et seq. and 18 U.S.C. ss. 1166 to 1168.

(17) "Indian lands" means the lands defined in 25 U.S.C. s. 2703(4).

(18) "Initial payment period" means the period beginning on the effective date of the compact and ending on June 30, 2017.

(19) "Lottery vending machine" means any of the following three types of machines:

(a) A machine that dispenses pre-printed paper instant lottery tickets, but that does not read or reveal the results of the ticket or allow a player to redeem any ticket. The machine, or any machine or device linked to the machine, does not include or make use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play, but does not preclude the use of casino game themes or titles on such tickets or signage or advertising displays on the machines;

(b) A machine that dispenses pre-determined electronic instant lottery tickets and displays an image of the ticket on a video screen on the machine, where the player touches the image of the ticket on the video screen to reveal the outcome of the ticket, provided the machine does not permit a player to redeem winnings, does not make use of video reels or mechanical reels, and does not simulate the play of any casino game, and the lottery retailer is paid the same amount as would be paid for the sale of paper instant lottery tickets; or

(c) A machine that dispenses a paper lottery ticket with numbers selected by the player or randomly by the machine, but does not reveal the winning numbers. Such winning numbers are selected at a subsequent time and different location through a drawing conducted by the state lottery. The machine, or any machine or device linked to the machine, does not include or make use of video reels or mechanical reels or other video depictions of slot machine or casino game themes or titles for game play. The machine is not used to redeem a winning ticket. This does not preclude the use of casino game themes, titles for signage, or advertising displays on the machine.

(20) "Monthly payment" means the monthly revenue share payment which the Tribe remits to the state on the 15th day of the month following each month of the revenue sharing cycle.

(21) "Net revenue base" means the net win for the 12 month period immediately preceding the offering of, for public or private use, Class III or other casino-style gaming at any of the licensed pari-mutuel facilities in Broward and Miami-Dade Counties, except that if the commencement

of such new gaming is made during the initial payment period, “net revenue base” means net win for the 12-month period immediately preceding this compact.

(22) “Net win” means the total receipts from the play of all covered games less all prize payouts and free play or promotional credits issued by the Tribe.

(23) “Pari-mutuel wagering activities” means those activities presently authorized by chapter 550, which do not include any casino-style game or device that includes video reels or mechanical reels or other slot machine or casino game themes or titles.

(24) “Patron” means any person who is on the premises of a facility, or who enters the Tribe’s Indian lands for the purpose of playing covered games authorized by this compact.

(25) “Regular payment period” means the period beginning on July 1, 2024, and terminating at the end of the term of this compact.

(26) “Revenue share payment” means the periodic payment by the Tribe to the state provided for in Part XI.

(27) “Revenue sharing cycle” means the annual 12-month period of the Tribe’s operation of covered games in its facilities beginning on July 1 of each fiscal year, except for during the initial payment period, when the first revenue sharing cycle begins on July 1 of the previous year, and the Tribe receives a credit for any amount paid to the state under the 2010 Compact for that revenue sharing cycle.

(28) “Rules and regulations” means the rules and regulations promulgated by the commission for implementation of this compact.

(29) “State” means the State of Florida.

(30) “State compliance agency” means the state agency designated by the Florida Legislature that has the authority to carry out the state’s oversight responsibilities under this compact.

(31) “Tribe” means the Seminole Tribe of Florida or any affiliate thereof conducting activities pursuant to this compact under the authority of the Seminole Tribe of Florida.

PART IV

AUTHORIZATION AND LOCATION OF COVERED GAMES.—

(1) The Tribe and state agree that the Tribe is authorized to operate covered games on its Indian lands, as defined in the Indian Gaming Regulatory Act, in accordance with the provisions of this compact. Except as otherwise provided in this compact, nothing gives the Tribe the right to conduct roulette, craps, roulette-style games, or craps-style games; however, nothing in the compact is intended to prohibit the Tribe from operating slot machines that employ video or mechanical displays of roulette, wheels, or other table game themes. Except for the provisions in subsection (1) of Part XI, nothing in this compact shall limit the Tribe’s right to operate any Class II gaming under the Indian Gaming Regulatory Act.

(2) The Tribe is authorized to conduct covered games under this compact only at the following seven existing facilities, which may be expanded or replaced as provided in subsection (3) on Indian lands:

- (a) Seminole Indian Casino-Brighton in Okeechobee, FL.
- (b) Seminole Indian Casino-Coconut Creek in Coconut Creek, FL.
- (c) Seminole Indian Casino-Hollywood in Hollywood, FL.
- (d) Seminole Indian Casino-Immokalee in Immokalee, FL.
- (e) Seminole Indian Casino-Big Cypress in Clewiston, FL.
- (f) Seminole Hard Rock Hotel & Casino-Hollywood in Hollywood, FL.
- (g) Seminole Hard Rock Hotel & Casino-Tampa in Tampa, FL.

(3) Any of the facilities existing on Indian lands identified in subsection (2) may be expanded or replaced by another facility on the same Indian lands with at least 60 days’ advance notice to the state.

PART V

RULES AND REGULATIONS; MINIMUM REQUIREMENTS FOR OPERATIONS.—

(1) At all times during the term of this compact, the Tribe shall be responsible for all duties that are assigned to it and the commission under this compact. The Tribe shall promulgate any rules necessary to implement this compact, which, at a minimum, shall expressly include or incorporate by reference all provisions of Parts V, VI, VII, and VIII. Nothing in this compact shall be construed to affect the Tribe’s right to amend its rules, provided that any such amendment is in conformity with this compact. The state compliance agency may propose additional rules consistent with and related to the implementation of this compact to the commission at any time, and the commission shall give good faith consideration to such proposed rules and shall notify the state compliance agency of its response or action with respect to such rules.

(2) All facilities shall comply with, and all covered games approved under this compact shall be operated in accordance with, the requirements set forth in this compact, including, but not limited to, the requirements set forth in subsections (3) and (4) and the Tribe’s Internal Control Policies and Procedures. In addition, all facilities and all covered games shall be operated in strict compliance with tribal internal control standards that provide a level of control that equals or exceeds those set forth in the National Indian Gaming Commission’s Minimum Internal Control Standards, 25 C.F.R. part 542 (2015), even if the 2015 regulations are determined to be invalid or are subsequently withdrawn by the National Indian Gaming Commission. The Tribe may amend or supplement its internal control standards from time to time, provided that such changes continue to provide a level of control that equals or exceeds those set forth in 25 C.F.R. part 542 (2015).

(3) The Tribe and the commission shall retain all documents in compliance with the requirements set forth in the Tribe’s Record Retention Policies and Procedures.

(4) The Tribe shall continue and maintain its program to combat problem gambling and curtail compulsive gambling and work with the Florida Council on Compulsive Gambling or other organizations dedicated to assisting problem gamblers. The Tribe shall continue to maintain the following safeguards against problem gambling:

(a) The Tribe shall provide to every new gaming employee a comprehensive training and education program designed in cooperation with the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers.

(b) The Tribe shall make printed materials available to patrons, which include contact information for the Florida Council on Compulsive Gambling 24-hour helpline or other hotline dedicated to assisting problem gamblers, and will work with the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers to provide contact information for the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers, and to provide such information on the facility’s website. The Tribe shall continue to display within the facilities all literature from the Florida Council on Compulsive Gambling or other organization dedicated to assisting problem gamblers.

(c)1. The commission shall establish a list of patrons voluntarily excluded from the Tribe’s facilities, pursuant to subparagraph 3.

2. The Tribe shall employ its best efforts to exclude patrons on such list from entry into its facilities; provided that nothing in this compact shall create for patrons who are excluded but gain access to the facilities, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to enforce such exclusion.

3. Patrons who believe they may be compulsively playing covered games may request that their names be placed on the list of patrons voluntarily excluded from the Tribe’s facilities.

(d) All covered game employees shall receive training on identifying compulsive gamblers and shall be instructed to ask such persons to leave. The facility shall make available signs bearing a toll-free help-line number and educational and informational materials at conspicuous locations and automated teller machines in each facility, which materials aim at the prevention of problem gaming and which specify where patrons may receive counseling or assistance for gambling problems. All covered games employees shall also be screened by the Tribe for compulsive gambling habits. Nothing in this subsection shall create for patrons, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to identify a patron or person who is a compulsive gambler or ask that person to leave.

(e) The Tribe shall follow the rules for exclusion of patrons set forth in the Seminole Tribal Gaming Code.

(f) The Tribe shall make diligent efforts to prevent underage individuals from loitering in the area of each facility where the covered games take place.

(g) The Tribe shall ensure that any advertising and marketing of covered games at the facilities contains a responsible gambling message and a toll-free help-line number for problem gamblers, where practical, and that such advertising and marketing make no false or misleading claims.

(5) The state may secure an annual independent audit of the conduct of covered games subject to this compact, as set forth in Part VIII.

(6) The facility shall visibly display summaries of the rules for playing covered games and promotional contests and shall make available complete sets of rules upon request. The Tribe shall provide copies of all such rules to the state compliance agency within 30 calendar days after issuance or amendment.

(7) The Tribe shall provide the commission and state compliance agency with a chart of the supervisory lines of authority with respect to those directly responsible for the conduct of covered games, and shall promptly notify those agencies of any material changes to the chart.

(8) The Tribe shall continue to maintain proactive approaches to prevent improper alcohol sales, drunk driving, underage drinking, and underage gambling. These approaches shall involve intensive staff training, screening and certification, patron education, and the use of security personnel and surveillance equipment in order to enhance patrons' enjoyment of the facilities and provide for patron safety.

(a) Staff training includes specialized employee training in non-violent crisis intervention, driver license verification, and detection of intoxication.

(b) Patron education shall be carried out through notices transmitted on valet parking stubs, posted signs in the facilities, and in brochures.

(c) Roving and fixed security officers, along with surveillance cameras, shall assist in the detection of intoxicated patrons, investigate problems, and engage with patrons to deescalate volatile situations.

(d) To help prevent alcohol-related crashes, the Tribe will continue to operate the "Safe Ride Home Program," a free taxi service.

(e) The Tribe shall maintain these programs and policies in its Alcohol Beverage Control Act for the duration of the compact but may replace such programs and policies with stricter or more extensive programs and policies. The Tribe shall provide the state with written notice of any changes to the Tribe's Alcohol Beverage Control Act, which notice shall include a copy of such changes and shall be sent on or before the effective date of the change. Nothing in this subsection shall create for patrons, or any other person, a cause of action or claim against the state, the Tribe or the commission, or any other person, entity, or agency for failing to fulfill the requirements of this subsection.

(9) A person under 21 years of age may not play covered games, unless otherwise permitted by state law.

(10) The Tribe may establish and operate facilities that operate covered games only on its Indian lands as defined by the Indian Gaming Regulatory Act and as specified in Part IV.

(11) The commission shall keep a record of, and shall report at least quarterly to the state compliance agency, the number of covered games in each facility, by the name or type of each game and its identifying number.

(12) The Tribe and the commission shall make available, to any member of the public upon request, within 10 business days, a copy of the minimum internal control standards of the National Indian Gaming Commission (25 C.F.R. part 542 (2015)), the Seminole Tribal Gaming Code, this compact, the rules of each covered game operated by the Tribe, and the administrative procedures for addressing patron tort claims under Part VI.

PART VI

PATRON DISPUTES, WORKERS' COMPENSATION, TORT CLAIMS; PRIZE CLAIMS; LIMITED CONSENT TO SUIT.—

(1) All patron disputes involving gaming shall be resolved in accordance with the procedures established in the Seminole Tribal Gaming Code.

(2) Tort claims by employees of the Tribe's facilities will be handled pursuant to the provisions of the Tribe's Workers' Compensation Ordinance, which shall provide workers the same or better protections as provided in state workers' compensation laws.

(3) Disputes involving employees of the Tribe's facilities will be handled pursuant to the provisions of the Tribe's policy for gaming employees, as set forth in the Employee Fair Treatment and Dispute Resolution Policy.

(4) A patron who claims to have been injured after the effective date of the compact at one of the Tribe's facilities in which covered games are played is required to provide written notice to the Tribe's Risk Management Department or the facility, in a reasonable and timely manner, but no longer than three years after the date of the incident giving rise to the claimed injury, or the claim shall be forever barred.

(5) The Tribe shall have 30 days to respond to a claim made by a patron. If the Tribe fails to respond within 30 days, the patron may file suit against the Tribe. When the Tribe responds to an incident alleged to have caused a patron's injury or illness, the Tribe shall provide a claim form to the patron. The form must include the address for the Tribe's Risk Management Department and provide notice of the Tribe's administrative procedures for addressing patron tort claims, including notice of the relevant deadlines that may bar such claims if the Tribe's administrative procedures are not followed. It is the patron's responsibility to complete the form and forward the form to the Tribe's Risk Management Department within a reasonable period of time, and in a reasonable and timely manner. Nothing herein shall interfere with any claim a patron might have arising under the Federal Tort Claim Act.

(6) Upon receiving written notification of the claim, the Tribe's Risk Management Department shall forward the notification to the Tribe's insurance carrier. The Tribe shall use its best efforts to ensure that the insurance carrier contacts the patron within a reasonable period of time after receipt of the claim.

(7) The insurance carrier shall handle the claim to conclusion. If the patron, Tribe, and insurance carrier are not able to resolve the claim in good faith within one year after the patron provided written notice to the Tribe's Risk Management Department or the facility, the patron may bring a tort claim against the Tribe in any court of competent jurisdiction in the county in which the incident alleged to have caused injury occurred, as provided in this compact, and subject to a four-year statute of limitations, which shall begin to run from the date of the incident of the injury alleged in the claim. A patron's notice of injury to the Tribe pursuant to subsection (4) and the fulfillment of the good faith attempt at resolution pursuant to this part are conditions precedent to filing suit.

(8) For tort claims of patrons made pursuant to subsection (4), the Tribe agrees to waive its tribal sovereign immunity to the same extent as the state waives its sovereign immunity, as specified in s. 768.28(1) and (5), Florida Statutes, as such provision may be amended from time to time by the Legislature. In no event shall the Tribe be deemed to have waived its tribal immunity from suit beyond the limits set forth in s. 768.28(5), Florida Statutes. These limitations are intended to include

liability for compensatory damages, costs, pre-judgment interest, and attorney fees if otherwise allowable under state law arising out of any claim brought or asserted against the Tribe, its subordinate governmental and economic units, any Tribal officials, employees, servants, or agents in their official capacities and any entity which is owned, directly or indirectly, by the Tribe. All patron tort claims brought pursuant to this provision shall be brought solely against the Tribe, as the sole party in interest.

(9) Notices explaining the procedures and time limitations with respect to making a tort claim shall be prominently displayed in the facilities, posted on the Tribe's website, and provided to any patron for whom the Tribe has notice of the injury or property damage giving rise to the tort claim. Such notices shall explain:

(a) The method and places for making a tort claim, including where the patron must submit the claim.

(b) That the process is the exclusive method for asserting a tort claim arising under this section against the Tribe.

(c) That the Tribe and its insurance carrier have one year from the date the patron gives notice of the claim to resolve the matter, and that after that time, the patron may file suit in a court of competent jurisdiction.

(d) That the exhaustion of the process is a prerequisite to filing a claim in state court.

(e) That claims that fail to follow this process shall be forever barred.

(10) The Tribe shall maintain an insurance policy that shall:

(a) Prohibit the insurer or the Tribe from invoking tribal sovereign immunity for claims up to the limits to which the state has waived sovereign immunity as set forth in s. 768.28(5), Florida Statutes, or its successor statute.

(b) Include covered claims made by a patron or invitee for personal injury or property damage.

(c) Permit the insurer or the Tribe to assert any statutory or common law defense other than sovereign immunity.

(d) Provide that any award or judgment rendered in favor of a patron or invitee shall be satisfied solely from insurance proceeds.

(11) The Tribal Council of the Seminole Tribe of Florida may, in its discretion, consider claims for compensation in excess of the limits of the Tribe's waiver of its sovereign immunity.

PART VII

ENFORCEMENT OF COMPACT PROVISIONS.—

(1) The Tribe, the commission, and the state compliance agency, to the extent authorized by this compact, shall be responsible for regulating activities pursuant to this compact. As part of its responsibilities, the Tribe shall adopt or issue standards designed to ensure that the facilities are constructed, operated, and maintained in a manner that adequately protects the environment and public health and safety. Additionally, the Tribe and the commission shall ensure that:

(a) Operation of the conduct of covered games is in strict compliance with:

1. The Seminole Tribal Gaming Code.

2. All rules, regulations, procedures, specifications, and standards lawfully adopted by the National Indian Gaming Commission and the commission.

3. The provisions of this compact, including, but not limited to, the Tribe's standards and rules.

(b) Reasonable measures are taken to:

1. Ensure the physical safety of facility patrons, employees, and any other person while in the facility.

2. Prevent illegal activity at the facilities or with regard to the operation of covered games, including, but not limited to, the maintenance of employee procedures and a surveillance system.

3. Ensure prompt notification is given, in accordance with applicable law, to appropriate law enforcement authorities of persons who may be involved in illegal acts.

4. Ensure that the construction and maintenance of the facilities complies with the standards of the Florida Building Code, the provisions of which the Tribe has adopted as the Seminole Tribal Building Code.

5. Ensure adequate emergency access plans have been prepared to ensure the health and safety of all covered game patrons.

(2) All licenses for members and employees of the commission shall be issued according to the same standards and terms applicable to facility employees. The commission's officers shall be independent of the Tribal gaming operations, and shall be supervised by and accountable only to the commission. A commission officer shall be available to the facility during all hours of operation upon reasonable notice, and shall have immediate access to any and all areas of the facility for the purpose of ensuring compliance with the provisions of this compact. The commission shall investigate any suspected or reported violation of this part and shall officially enter into its files timely written reports of investigations and any action taken thereon, and shall forward copies of such investigative reports to the state compliance agency within 30 calendar days after such filing. The scope of such reporting shall be determined by the commission and the state compliance agency as soon as practicable after the effective date of this compact. Any such violations shall be reported immediately to the commission, and the commission shall immediately forward such reports to the state compliance agency. In addition, the commission shall promptly report to the state compliance agency any such violations which it independently discovers.

(3) In order to develop and foster a positive and effective relationship in the enforcement of the provisions of this compact, representatives of the commission and the state compliance agency shall meet at least annually to review past practices and examine methods to improve the regulatory scheme created by this compact. The meetings shall take place at a location mutually agreed upon by the commission and the state compliance agency. The state compliance agency, before or during such meetings, shall disclose to the commission any concerns, suspected activities, or pending matters reasonably believed to constitute violations of the compact by any person, organization, or entity, if such disclosure will not compromise the interest sought to be protected.

PART VIII

STATE MONITORING OF COMPACT.—

(1) It is the express intent of the Tribe and the state for the Tribe to regulate its own gaming activities. Notwithstanding, the state shall conduct random inspections as provided for in this part to ensure that the Tribe is operating in accordance with the terms of the compact. The state may secure an annual independent audit of the conduct of covered games subject to this compact and the Tribe shall cooperate with such audit. The audit shall:

(a) Examine the covered games operated by the Tribe to ensure compliance with the Tribe's Internal Control Policies and Procedures and any other standards, policies, or procedures adopted by the Tribe, the commission, or the National Indian Gaming Commission which govern the play of covered games.

(b) Examine revenues in connection with the conduct of covered games and include only those matters necessary to verify the determination of net win and the basis and amount of the payments the Tribe is required to make to the state pursuant to Part XI and as defined by this compact.

(2) A copy of the audit report for the conduct of covered games shall be submitted to the commission and the state compliance agency within 30 calendar days after completion. Representatives of the state compliance agency may, upon request, meet with the Tribe and its auditors to discuss the audit or any matters in connection therewith; provided that such discussions are limited to covered games information. The annual independent audit shall be performed by an independent firm selected by the state which has experience in auditing casino operations, subject to the consent of the Tribe, which shall not be unreasonably withheld. The Tribe shall pay for the cost of the annual independent audit.

(3) As provided herein, the state compliance agency may monitor the conduct of covered games to ensure that the covered games are conducted in compliance with the provisions of this compact. In order to properly monitor the conduct of covered games, agents of the state compliance agency shall have reasonable access, without prior notice, to all public areas of the facilities related to the conduct of covered games.

(a) The state compliance agency may review whether the Tribe's facilities are in compliance with the provisions of this compact and the Tribe's rules and regulations applicable to covered games and may advise on such issues as it deems appropriate. In the event of a dispute or disagreement between Tribal and state compliance agency regulators, the dispute or disagreement shall be resolved in accordance with the dispute resolution provisions of Part XIII.

(b) In order to fulfill its oversight responsibilities, the state compliance agency may perform on a routine basis specific oversight testing procedures as set forth in paragraph (c).

(c)1. The state compliance agency may inspect any covered games in operation at the facilities on a random basis, provided that such inspections may not exceed one inspection per facility per calendar month and the inspection may not exceed ten hours spread over those two consecutive days, unless the state compliance agency determines that additional inspection hours are needed to address the issues of substantial noncompliance, provided that the state compliance agency provides the Tribe with written notification of the need for additional inspection hours and a written summary of the substantial noncompliance issues that need to be addressed during the additional inspection hours. The total number of hours of random inspections and audit reviews per year may not exceed 1,200 hours. Inspection hours shall be calculated on the basis of the actual amount of time spent by the state compliance agency conducting the inspections at a facility, without accounting for a multiple for the number of state compliance agency inspectors or agents engaged in the inspection activities. The purpose of the random inspections is to confirm that the covered games function properly pursuant to the manufacturer's technical standards and are conducted in compliance with the Tribe's Internal Control Policies and Procedures and any other standards, policies, or procedures adopted by the Tribe, the commission, or the National Indian Gaming Commission which govern the play of covered games. The state compliance agency shall provide notice to the commission of such inspection at or before the commencement of a random inspection and a commission agent may accompany the inspection.

2. For each facility, the state compliance agency may perform one annual review of the Tribe's slot machine compliance audit.

3. At least annually, the state compliance agency may meet with the Tribe's Internal Audit Department for Gaming to review internal controls and the record of violations for each facility.

(d) The state compliance agency shall cooperate with and obtain the assistance of the commission in the resolution of any conflicts in the management of the facilities, and the state and the Tribe shall make their best efforts to resolve disputes through negotiation whenever possible. Therefore, to foster a spirit of cooperation and efficiency, the state compliance agency and Tribe shall resolve disputes between the state compliance agency staff and commission regulators about the day-to-day regulation of the facilities through meeting and conferring in good faith. Notwithstanding, the parties may seek other relief that may be available when circumstances require such relief. In the event of a dispute or disagreement between tribal and state compliance agency regulators, the dispute or disagreement shall be resolved in accordance with the dispute resolution provisions of Part XIII.

(e) The state compliance agency shall have access to each facility during the facility's operating hours only. No advance notice is required when the state compliance agency inspection is limited to public areas of the facility; however, representatives of the state compliance agency shall provide notice and photographic identification to the commission of their presence before beginning any such inspections.

(f) The state compliance agency agents, to ensure that a commission officer is available to accompany the state compliance agency agents at all times, shall provide one hour notice and photographic identification to the commission before entering any nonpublic area of a facility. Agents of the state compliance agency shall be accompanied in nonpublic areas of the facility by a commission officer.

(g) Any suspected or claimed violations of this compact or law shall be directed in writing to the commission. The state compliance agency, in

conducting the functions assigned them under this compact, shall not unreasonably interfere with the functioning of any facility.

(4) Subject to the provisions herein, the state compliance agency may review and request copies of documents of the facility related to its conduct of covered games during normal business hours unless otherwise allowed by the Tribe. The Tribe may not refuse said inspection and copying of such documents, provided that the inspectors do not require copies of documents in such volume that it unreasonably interferes with the normal functioning of the facilities or covered games. To the extent that the Tribe provides the state with information that the Tribe claims to be confidential and proprietary, or a trade secret, the Tribe shall clearly mark such information with the following designation: "Trade Secret, Confidential, and Proprietary." If the state receives a request under chapter 119 that would include such designated information, the state shall promptly notify the Tribe of such a request and the Tribe shall promptly notify the state about its intent to seek judicial protection from disclosure. Upon such notice from the Tribe, the state may not release the requested information until a judicial determination is made. This designation and notification procedure does not excuse the state from complying with the requirements of the state's public records law, but is intended to provide the Tribe the opportunity to seek whatever judicial remedy it deems appropriate. Notwithstanding the foregoing procedure, the state compliance agency may provide copies of tribal documents to federal law enforcement and other state agencies or state consultants that the state deems reasonably necessary in order to conduct or complete any investigation of suspected criminal activity in connection with the Tribe's covered games or the operation of the facilities or in order to assure the Tribe's compliance with this compact.

(5) At the completion of any state compliance agency inspection or investigation, the state compliance agency shall forward any written report thereof to the commission, containing all pertinent, non-confidential, nonproprietary information regarding any violation of applicable laws or this compact which was discovered during the inspection or investigation unless disclosure thereof would adversely impact an investigation of suspected criminal activity. Nothing herein prevents the state compliance agency from contacting tribal or federal law enforcement authorities for suspected criminal wrongdoing involving the commission.

(6) Except as expressly provided in this compact, nothing in this compact shall be deemed to authorize the state to regulate the Tribe's government, including the commission, or to interfere in any way with the Tribe's selection of its governmental officers, including members of the commission.

PART IX

JURISDICTION.—The obligations and rights of the state and the Tribe under this compact are contractual in nature and are to be construed in accordance with the laws of the state. This compact does not alter tribal, federal, or state civil adjudicatory or criminal jurisdiction in any way.

PART X

LICENSING.—The Tribe and the commission shall comply with the licensing and hearing requirements set forth in 25 C.F.R. parts 556 and 558, as well as the applicable licensing and hearing requirements set forth in Articles IV, V, and VI of the Seminole Tribal Gaming Code. The commission shall notify the state compliance agency of any disciplinary hearings or revocation or suspension of licenses.

PART XI

PAYMENTS TO THE STATE OF FLORIDA.—

(1) The parties acknowledge and recognize that this compact provides the Tribe with partial but substantial exclusivity and other valuable consideration consistent with the goals of the Indian Gaming Regulatory Act, including special opportunities for tribal economic development through gaming within the external boundaries of the state with respect to the play of covered games. In consideration thereof, the Tribe covenants and agrees, subject to the conditions agreed upon in Part XII, to make payments to the state derived from net win as set forth in subsections (2) and (7). The Tribe further agrees that it will not purchase or lease any new Class II video bingo terminals or their equivalents for use at its facilities after the effective date of this compact.

(2) The Tribe shall make periodic revenue share payments to the state derived from net win as set forth in this subsection, and any such payments shall be made to the state via electronic funds transfer. Of the amounts paid by the Tribe to the state, three percent shall be distributed to local governments, including both counties and municipalities, in the state affected by the Tribe's operation of covered games. Of the remaining amounts paid by the Tribe to the state, one-third shall be allocated to K-12 teacher recruitment and retention bonuses, one-third shall be allocated to schools that serve students from persistently failing schools, and one-third shall be allocated to higher education institutions to recruit and retain distinguished faculty. If the Florida Legislature fails to allocate the amounts to the specified educational purposes in the precise manner and amounts set forth in this subsection, all further payments due to the state pursuant to subsections (2) and (7) shall cease, until such time as such allocations are made, in which event the payments shall resume. Payments shall be due in accordance with the payment schedule set forth in paragraph (a).

(a) Revenue share payments by the Tribe to the state shall be calculated as follows:

1. During the initial payment period, the Tribe agrees to pay the state a revenue share payment in accordance with this subparagraph.

a. 13 percent of all amounts up to \$2 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

b. 17.5 percent of all amounts greater than \$2 billion up to and including \$3.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

c. 20 percent of all amounts greater than \$3.5 billion up to and including \$4 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

d. 22.5 percent of all amounts greater than \$4 billion up to and including \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle; or

e. 25 percent of all amounts greater than \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle.

2. During the guarantee payment period, the Tribe agrees to make fixed payments in accordance with this subparagraph. In addition, within 90 days after the end of the guarantee payment period, the Tribe shall make an additional payment to the state equal to the amount above \$3 billion, if any, that would have been owed by the Tribe to the state had the percentages set forth in subparagraph 3. been applicable during the guarantee payment period.

a. A payment of \$325 million during the first revenue sharing cycle;

b. A payment of \$350 million during the second revenue sharing cycle;

c. A payment of \$375 million during the third revenue sharing cycle;

d. A payment of \$425 million during the fourth revenue sharing cycle;

e. A payment of \$475 million during the fifth revenue sharing cycle;

f. A payment of \$500 million during the sixth revenue sharing cycle; and

g. A payment of \$550 million during the seventh revenue sharing cycle.

3. During the regular payment period, the Tribe agrees to pay a revenue share payment, for each revenue sharing cycle, to the state equal to the amount calculated in accordance with this subparagraph.

a. 13 percent of all amounts up to \$2 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

b. 17.5 percent of all amounts greater than \$2 billion up to and including \$3.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

c. 20 percent of all amounts greater than \$3.5 billion up to and including \$4 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle;

d. 22.5 percent of all amounts greater than \$4 billion up to and including \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle; or

e. 25 percent of all amounts greater than \$4.5 billion of net win received by the Tribe from the operation and play of covered games during each revenue sharing cycle.

(3) The Tribe shall remit monthly payments as follows:

(a) On or before the 15th day of the month following each month of the revenue sharing cycle, the Tribe will remit to the state or its assignee the monthly payment. For purposes of this section, the monthly payment shall be 8.3 percent of the estimated revenue share payment to be paid by the Tribe during such revenue sharing cycle.

(b) The Tribe shall make available to the state at the time of the monthly payment the basis for the calculation of the payment.

(c) The Tribe shall, on a monthly basis, reconcile the calculation of the estimated revenue share payment based on the Tribe's unaudited financial statements related to covered games.

(4) The Tribe shall have an audit conducted as follows:

(a) On or before the 45th day after the third month, sixth month, ninth month, and twelfth month of each revenue sharing cycle, provided that the 12-month period does not coincide with the Tribe's fiscal year end date as indicated in paragraph (c), the Tribe shall provide the state with an audit report by its independent auditors as to the annual revenue share calculation.

(b) For each quarter within revenue sharing cycle, the Tribe shall engage its independent auditors to conduct a review of the unaudited net revenue from covered games. On or before the 120th day after the end of the Tribe's fiscal year, the Tribe shall require its independent auditors to provide an audit report with respect to net win for covered games and the related payment of the annual revenue share.

(c) If the twelfth month of the revenue sharing cycle does not coincide with the Tribe's fiscal year, the Tribe shall deduct net win from covered games for any of the months outside of the revenue sharing cycle and include net win from covered games for those months outside of the Tribe's audit period but within the revenue sharing cycle, before issuing the audit report.

(d) No later than 30 calendar days after the day the audit report is issued, the Tribe shall remit to the state any underpayment of the annual revenue share, and the state shall either reimburse to the Tribe any overpayment of the annual revenue share or authorize the overpayment to be deducted from the next successive monthly payment or payments.

(5) If, after any change in state law to affirmatively allow internet or online gaming, or any functionally equivalent remote gaming system that permits a person to play from home or any other location that is remote from a casino or other commercial gaming facility, the Tribe's net win from the operation of covered games at all of its facilities combined drops more than five percent below its net win from the previous 12-month period, the Tribe shall no longer be required to make payments to the state based on the guaranteed minimum compact term payment and shall not be required to make the guaranteed minimum compact term payment. However, the Tribe shall continue to make payments based on the percentage revenue share amount. The Tribe shall resume making the guaranteed minimum compact term payment for any subsequent revenue sharing cycle in which its net win rises above the level described in this subsection. This subsection does not apply if:

(a) The decline in net win is due to acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility of facilities; or

(b) The Tribe offers internet or online gaming or any functionally equivalent remote gaming system that permits a person to game from home or any other location that is remote from any of the Tribe's facilities, as authorized by law.

(6) The annual oversight assessment, which shall not exceed \$250,000 per year, indexed for inflation as determined by the Consumer Price Index, shall be determined and paid in quarterly installments within 30 calendar days after receipt by the Tribe of an invoice from the state compliance agency. The Tribe reserves the right to audit the invoices on an annual basis, a copy of which will be provided to the state compliance agency, and any discrepancies found therein shall be reconciled within 45 calendar days after receipt of the audit by the state compliance agency.

(7) The Tribe shall make an annual donation to the Florida Council on Compulsive Gaming as an assignee of the state in an amount not less than \$250,000 per facility.

(8) In accordance with the Tribe's previous and continued conduct of Class III gaming pursuant to the previously existing compact, the Tribe shall continue to pay the state \$19.5 million on or before the 15th day of the month following each month that the Tribe conducts Class III gaming before the effective date of this compact.

(9) On the effective date of this compact, any moneys remitted by the Tribe before the effective date of this compact shall be released to the state without further obligation or encumbrance.

(10) Except as expressly provided in this part, nothing in this compact shall be deemed to require the Tribe to make payments of any kind to the state or any of its agencies.

PART XII

REDUCTION OF TRIBAL PAYMENTS BECAUSE OF LOSS OF EXCLUSIVITY OR OTHER CHANGES IN STATE LAW.—The intent of this compact is to provide the Tribe with the right to operate covered games on an exclusive basis throughout the state, subject to the exceptions and provisions in this part.

(1) For purposes of this subsection, the terms "Class III gaming" or "other casino-style gaming" include, but are not limited to, slot machines, electronically assisted bingo or electronically assisted pull-tab games, noncard table games, video lottery terminals, or any similar games, whether or not such games are determined through the use of a random number generator.

(a) If, after February 1, 2017, state law is amended, implemented, or interpreted to allow the operation of Class III gaming or other casino-style gaming at any location under the jurisdiction of the state that was not in operation as of February 1, 2017, or a new form of Class III gaming or other casino-style gaming that was not in operation as of February 1, 2017, and such gaming is offered to the public as a result of the amendment, implementation, or interpretation, the Tribe, no fewer than 30 days after the commencement of such new gaming or 90 days after the state's receipt of written notice from the Tribe pursuant to subsection (b), whichever occurs later, may elect to begin making the affected portion of its payments due to the state pursuant to subsections (2) and (7) of Part XI, into an escrow account.

(b) In order to exercise the provisions of paragraph (a), the Tribe must first notify the state, within 90 days after such amendment, implementation, or interpretation of state law, of the Tribe's objections to such action or interpretation and further specify the basis for the Tribe's contention that such action or interpretation infringes upon the substantial exclusivity afforded under this compact. As part of its written notice, the Tribe must also indicate, if applicable, its intention to begin making the affected portion of its payments due to the state into an escrow account.

(c) Upon receipt of written notice from the Tribe, the state may elect to:

1. Invoke the dispute resolution provisions of Part XIII to determine whether the Tribe's contention is well-founded. In such proceeding, the Tribe carries the burden of proof and persuasion. The pendency of such proceeding tolls the time periods set forth in paragraph (1)(a) of Part XI for the duration of the dispute or litigation; or

2. Seek through enforcement action, legislation, or other means to stop the conduct of such new games.

(d)1. If, within 15 months following the state's receipt of written notice from the Tribe, the Tribe's contention is deemed not to be well-founded at the conclusion of dispute resolution or new gaming is made illegal and is halted, then all funds being held in the escrow account shall be released to the state and all further payments due to the state pursuant to subsections (2) and (7) of Part XI shall promptly resume.

2. If, after 15 months following the state's receipt of written notice from the Tribe, the Tribe's contention is deemed to be well-founded at the conclusion of dispute resolution and such gaming is not made illegal and halted, then all funds being held in escrow shall be returned to the Tribe and all further payments due to the state pursuant to subsections (2) and (7) of Part XI shall cease or be reduced as provided in subsection (2) until such gaming is no longer operated, in which event the payments shall promptly resume.

(2) The following are exceptions to the exclusivity provisions of subsection (1):

(a) Any Class III gaming authorized by a compact between the state and any other federally recognized tribe pursuant to Indian Gaming Regulatory Act, provided that the tribe has land in federal trust in the state as of February 1, 2017.

(b) The operation of slot machines, which does not include any game played with tangible playing cards, at each of the four currently operating licensed pari-mutuel facilities in Broward County and the four currently operating licensed pari-mutuel facilities in Miami-Dade County, whether or not currently operating slot machines, provided that such licenses are not transferred or otherwise used to move or operate such slot machines at any other location.

(c)1. If state law is amended to allow for the play of any additional type of Class III or other casino-style gaming at any of the presently operating licensed pari-mutuel facilities in Broward and Miami-Dade Counties, the Tribe may be entitled to a reduction in the revenue sharing payment as described in subparagraph 2.

2. If the Tribe's annual net win from its facilities located in Broward County for the 12 month period after the gaming specified in subparagraph 1. begins to be offered for public or private use is less than the net revenue base, the revenue share payments due to the state, pursuant to subparagraph (2)(a)2. of Part XI, for the next revenue sharing cycle and future revenue sharing cycles shall be calculated by reducing the Tribe's payment on revenue generated from its facilities in Broward County by 50 percent of that reduction in annual net win from its facilities in Broward County. This paragraph does not apply if the decline in net win is due to acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility or facilities.

3. If the Tribe's annual net win from its facilities located in Broward County subsequently equals or exceeds the net revenue base, then the Tribe's payments due to the state pursuant to subparagraph (2)(a)2. of Part XI shall again be calculated without any reduction, but may be reduced again under the provisions set forth in subparagraph 2.

(d) If state law is amended to allow the play of Class III gaming or other casino-style gaming, as defined in this part, at any location in Miami-Dade County or Broward County under the jurisdiction of the state that is not presently licensed for the play of such games at such locations, other than those facilities set forth in paragraph (c) and this paragraph, and such games were not in play as of February 1, 2017, and such gaming begins to be offered for public or private use, the payments due the state pursuant to subparagraph (c)2., shall be calculated by excluding the net win from the Tribe's facilities in Broward County.

(e) The operation of a combined total of not more than 350 historic racing machines, connected to a central server at that facility, and electronic bingo machines at each pari-mutuel facility licensed as of February 1, 2017, and not located in either Broward County or Miami-Dade County.

(f) The operation of pari-mutuel wagering activities at pari-mutuel facilities licensed by the state, provided such facilities annually conduct

a full schedule of live races or games in a manner that would comply with the Florida Statutes in effect as of February 1, 2017.

(g) The operation of poker, including no-limit poker but excluding any game involving a bank, at card rooms licensed by the state; provided all such card rooms are located at pari-mutuel facilities that annually conduct a certain number of live performances in a manner that would comply with cardroom license renewal requirements set forth in the Florida Statutes in effect as of February 1, 2017.

(h) The operation by the Department of the Lottery of those types of lottery games authorized under chapter 24 as of February 1, 2017, but not including any player-activated or operated machine or device other than a lottery vending machine or any banked or banking card or table game. However, not more than ten lottery vending machines may be installed at any facility or location and no lottery vending machine that dispenses electronic instant tickets may be installed at any licensed pari-mutuel facility.

(i) The operation of games authorized by chapter 849 as of February 1, 2017, which does not authorize any card game in which any person, operator, or other party serves as a bank, paying all winners and collecting from all losers.

(3) To the extent that the exclusivity provisions of this part are breached or otherwise violated and the Tribe's ongoing payment obligations to the state pursuant to subsections (2) and (7) of Part XI cease, any outstanding payments that would have been due the state from the Tribe's facilities before the breach or violation shall be made within 30 business days after the breach or violation.

(4) The breach of this part's exclusivity provisions and the cessation of payments pursuant to subsections (2) and (7) of Part XI shall not excuse the Tribe from continuing to comply with all other provisions of this compact, including continuing to pay the state the annual oversight assessment as set forth in subsection (3) of Part XI.

PART XIII

DISPUTE RESOLUTION.—In the event that the Tribe or State believes that the other party has failed to comply with any requirements of this compact, or in the event of any dispute hereunder, including, but not limited to, a dispute over the proper interpretation of the terms and conditions of this compact, the goal of the parties is to resolve all disputes amicably and voluntarily whenever possible. In pursuit of this goal, the following procedures may be invoked:

(1) A party asserting noncompliance or seeking an interpretation of this compact first shall serve written notice on the other party. The notice shall identify the specific compact provision alleged to have been violated or in dispute and shall specify in detail the asserting party's contention and any factual basis for the claim. Representatives of the Tribe and state shall meet within 30 calendar days after receipt of notice in an effort to resolve the dispute, unless they mutually agree to extend this period.

(2) A party asserting noncompliance or seeking an interpretation of this compact under this part shall be deemed to have certified that to the best of the party's knowledge, information, and belief formed after reasonable inquiry, the claim of noncompliance or the request for interpretation of this compact is warranted and made in good faith and not for any improper purpose, such as to harass or to cause unnecessary delay or the needless incurring of the cost of resolving the dispute.

(3) If the parties are unable to resolve a dispute through the process specified in subsections (1) and (2), either party may call for mediation under the Commercial Mediation Procedures of the American Arbitration Association or any successor procedures, provided that such mediation does not last more than 60 calendar days, unless an extension to this time limit is negotiated by the parties. Only matters arising under the terms of this compact may be available for resolution through mediation. If the parties are unable to resolve a dispute through the process specified in this part, notwithstanding any other provision of law, either party may bring an action in a United States District Court having venue regarding a dispute arising under this compact. If the court declines to exercise jurisdiction, or federal precedent exists that holds that the court would not have jurisdiction over such a dispute, either party may bring the action in the appropriate court of the Seventeenth Judicial

Circuit in Broward County, Florida. The parties are entitled to all rights of appeal permitted by law in the court system in which the action is brought.

(4) For purposes of actions based on disputes between the state and the Tribe that arise under this compact and the enforcement of any judgment resulting from such action, the Tribe and the state each expressly waive the right to assert sovereign immunity from suit and from enforcement of any ensuing judgment, and further consent to be sued in federal or state court, including the right of appeal specified above, as the case may be, provided that:

(a) The dispute is limited solely to issues arising under this compact.

(b) There is no claim for monetary damages, except that payment of any money required by the terms of this compact, as well as injunctive relief or specific performance enforcing a provision of this compact requiring the payment of money to the state may be sought.

(c) Nothing herein shall be construed to constitute a waiver of the sovereign immunity of the Tribe with respect to any third party that is made a party or intervenes as a party to the action. In the event that intervention, joinder, or other participation by any additional party in any action between the state and the Tribe would result in the waiver of the Tribe's sovereign immunity as to that additional party, the waiver of the Tribe may be revoked.

(5) The state may not be precluded from pursuing any mediation or judicial remedy against the Tribe on the grounds that the state has failed to exhaust its Tribal administrative remedies.

(6) Notwithstanding any other provision of this part, any failure of the Tribe to remit the payments pursuant to the terms of Part XI entitles the state to seek injunctive relief in federal or state court, at the state's election, to compel the payments after the dispute resolution process in subsections (1) and (2) is exhausted.

PART XIV

CONSTRUCTION OF COMPACT; SEVERANCE; FEDERAL APPROVAL.—

(1) Each provision of this compact shall stand separate and independent of every other provision. In the event that a federal district court in Florida or other court of competent jurisdiction shall find any provision of this compact to be invalid, the remaining provisions shall remain in full force and effect, provided that severing the invalidated provision does not undermine the overall intent of the parties in entering into this compact. However, if subsection (6) of Part III, Part XI, or Part XII is held by a court of competent jurisdiction to be invalid, this compact will become null and void.

(2) It is understood that Part XII, which provides for a cessation of the payments to the state under Part XI, does not create any duty on the state but only a remedy for the Tribe if gaming under state jurisdiction is expanded.

(3) This compact is intended to meet the requirements of the Indian Gaming Regulatory Act as it reads on the effective date of this compact, and where reference is made to the Indian Gaming Regulatory Act, or to an implementing regulation thereof, the reference is deemed to have been incorporated into this document. Subsequent changes to the Indian Gaming Regulatory Act that diminish the rights of the state or Tribe may not be applied retroactively to alter the terms of this compact, except to the extent that federal law validly mandates that retroactive application without the respective consent of the state or the Tribe. In the event that a subsequent change in the Indian Gaming Regulatory Act, or to an implementing regulation thereof, mandates retroactive application without the respective consent of the state or the Tribe, the parties agree that this compact is voidable by either party if the subsequent change materially alters the provisions in the compact relating to the play of covered games, revenue sharing payments, suspension or reduction of payments, or exclusivity.

(4) Neither the presence of language that is not included in this compact, nor the absence in this compact of language that is present in another state-tribal compact shall be a factor in construing the terms of this compact.

(5) *The Tribe and the state shall defend the validity of this compact.*

(6) *The parties shall cooperate in seeking approval of this compact from the Secretary of the Department of the Interior.*

PART XV

NOTICES.—All notices required under this compact shall be given by certified mail, return receipt requested, commercial overnight courier service, or personal delivery, to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chairman and General Counsel of the Seminole Tribe of Florida.

PART XVI

EFFECTIVE DATE AND TERM.—

(1) *This compact, if identical to the version ratified by the Legislature in s. 285.710(3)(c), Florida Statutes, in 2017, shall become effective upon its approval as a tribal-state compact within the meaning of the Indian Gaming Regulatory Act either by action of the Secretary of the Department of the Interior or by operation of law under 25 U.S.C. s. 2710(d)(8) upon publication of a notice of approval in the Federal Register under 25 U.S.C. s. 2710(d)(8)(D).*

(2) *This compact shall have a term of twenty years beginning on the first day of the month following the month in which the compact becomes effective under subsection (1).*

(3) *The Tribe's authorization to offer covered games under this compact shall automatically terminate twenty years after the effective date unless renewed by an affirmative act of the Legislature.*

PART XVII

AMENDMENT OF COMPACT AND REFERENCES.—

(1) *Amendment of this compact may only be made by written agreement of the parties, subject to approval by the Secretary of the Department of the Interior, either by publication of the notice of approval in the Federal Register or by operation of law under 25 U.S.C. s. 2710(d)(8).*

(2) *Legislative ratification is required for any amendment to the compact that alters the provisions relating to covered games, the amount of revenue sharing payments, suspension or reduction in payments, or exclusivity.*

(3) *Changes in the provisions of tribal ordinances, regulations, and procedures referenced in this compact may be made by the Tribe with 30 days' advance notice to the state. If the state has an objection to any change to the tribal ordinance, regulation, or procedure which is the subject of the notice on the ground that its adoption would be a violation of the Tribe's obligations under this compact, the state may invoke the dispute resolution provisions provided in Part XIII.*

PART XVIII

MISCELLANEOUS.—

(1) *Except to the extent expressly provided in this compact, this compact is not intended to, and shall not be construed to, create any right on the part of a third party to bring an action to enforce any of its terms.*

(2) *If, after the effective date of this compact, the state enters into a compact with any other Tribe that contains more favorable terms with respect to the provisions of this Compact and the Secretary of the Department of the Interior approves such compact, either by publication of the notice of approval in the Federal Register or by operation of law under 25 U.S.C. s. 2710(d)(8), upon tribal notice to the state and the Secretary, this compact shall be deemed amended to contain the more favorable terms, unless the state objects to the change and can demonstrate, in a proceeding commenced under Part XIII, that the terms in question are not more favorable.*

(3) *Upon the occurrence of certain events beyond the Tribe's control, including acts of God, war, terrorism, fires, floods, or accidents causing damage to or destruction of one or more of its facilities or property necessary to operate the facility or facilities, the Tribe's obligation to pay the guaranteed minimum compact term payment described in Part XI*

shall be reduced pro rata to reflect the percentage of the total net win lost to the Tribe from the impacted facility or facilities and the net win specified under subsection (2) of Part XII for purposes of determining whether the Tribe's payments described in Part XI shall cease, shall be reduced pro rata to reflect the percentage of the total net win lost to the Tribe from the impacted facility or facilities. The foregoing shall not excuse any obligations of the Tribe to make payments to the state as and when required hereunder or in any related document or agreement.

(4) *The Tribe and the state recognize that opportunities to engage in gaming in smoke-free or reduced-smoke environments provides both health and other benefits to patrons, and the Tribe has instituted a nonsmoking section at its Seminole Hard Rock Hotel & Casino-Hollywood Facility. As part of its continuing commitment to this issue, the Tribe shall:*

(a) *Install and utilize a ventilation system at all new construction at its facilities, which system exhausts tobacco smoke to the extent reasonably feasible under existing state-of-the-art technology.*

(b) *Designate a smoke-free area for slot machines at all new construction at its facilities.*

(c) *Install nonsmoking, vented tables for table games installed in its facilities sufficient to reasonably respond to demand for such tables.*

(d) *Designate a nonsmoking area for gaming within all of its facilities within five years after the effective date of the compact.*

(5) *The annual average minimum pay-out of all slot machines in each facility may not be less than 85 percent.*

(6) *Nothing in this compact shall alter any of the existing memoranda of understanding, contracts, or other agreements entered into between the Tribe and any other federal, state, or local governmental entity.*

(7) *The Tribe currently has, as set forth in its Employee Fair Treatment and Dispute Resolution Policy, and agrees to maintain, standards that are comparable to the standards provided in federal laws and state laws forbidding employers from discrimination in connection with the employment of persons working at the facilities on the basis of race, color, religion, national origin, gender, age, disability, or marital status. Nothing herein shall preclude the Tribe from giving preference in employment, promotion, seniority, lay-offs, or retention to members of the Tribe and other federally recognized tribes.*

(8) *The Tribe shall, with respect to any facility where covered games are played, adopt and comply with tribal requirements that meet the same minimum state requirements applicable to businesses in the state with respect to environmental and building standards.*

PART XIX

EXECUTION.—The Governor of the State of Florida affirms that he has authority to act for the state in this matter and that, provided that this compact is identical to the compact ratified by the Legislature pursuant to s. 285.710(3)(c), Florida Statutes, no further action by the state or any state official is necessary for this compact to take effect upon federal approval by action of the Secretary of the Department of the Interior or by operation of law under 25 U.S.C. s. 2710(d)(8) by publication of the notice of approval in the Federal Register. The Governor affirms that he will proceed with obtaining such federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact. The undersigned Chairman of the Tribal Council of the Seminole Tribe of Florida affirms that he is duly authorized and has the authority to execute this Compact on behalf of the Tribe. The Chairman also affirms that he will assist in obtaining federal approval and take all other appropriate action to effectuate the purposes and intent of this Compact.

Section 2. Subsection (4) of section 285.712, Florida Statutes, is amended to read:

285.712 Tribal-state gaming compacts.—

(4) Upon execution ~~receipt of an act ratifying~~ a tribal-state compact entered pursuant to s. 285.710(3)(b), the Governor shall provide a copy to the Secretary of State who shall forward a copy of the executed compact

and the ratifying act to the United States Secretary of the Interior for his or her review and approval, in accordance with 25 U.S.C. s. 2710(d)(8) ~~2710(8)(d)~~.

Section 3. Subsections (9), (11), (13), and (14) of section 550.054, Florida Statutes, are amended to read:

550.054 Application for permit to conduct pari-mutuel wagering.—

(9)(a) After a permit has been granted by the division and has been ratified and approved by the majority of the electors participating in the election in the county designated in the permit, the division shall grant to the lawful permit holder, subject to the conditions of this chapter, a license to conduct pari-mutuel operations under this chapter, and, except as provided in s. 550.5251, the division shall fix annually the time, place, and number of days during which pari-mutuel operations may be conducted by the permit holder at the location fixed in the permit and ratified in the election. After the first license has been issued to the holder of a ratified permit for racing in any county, all subsequent annual applications for a license by that permit holder must be accompanied by proof, in such form as the division requires, that the ratified permit holder still possesses all the qualifications prescribed by this chapter and that the permit has not been recalled at a later election held in the county.

(b) The division may revoke or suspend any permit or license issued under this chapter upon ~~a~~ the willful violation by the permit holder or licensee of ~~any provision of chapter 551, chapter 849, or this chapter or rules of any rule adopted pursuant to those chapters under this chapter. With the exception of the revocation of permits required in paragraphs (c) and (f) in lieu of suspending or revoking a permit or license, the division, in lieu of suspending or revoking a permit or license, may impose a civil penalty against the permit holder or licensee for a violation of this chapter or rules adopted pursuant thereto any rule adopted by the division.~~ The penalty so imposed may not exceed \$1,000 for each count or separate offense. All penalties imposed and collected must be deposited with the Chief Financial Officer to the credit of the General Revenue Fund.

(c)1. *The division shall revoke the permit of any permit holder that fails to make payments due pursuant to chapter 550, chapter 551, or s. 849.086 for more than 24 consecutive months unless such failure was the direct result of fire, strike, war, or other disaster or event beyond the permit holder's control. Financial hardship to the permit holder does not, in and of itself, constitute just cause for failure to make payments.*

2. *The division shall revoke the permit of any permit holder that has not obtained an operating license in accordance with s. 550.01215 for a period of more than 24 consecutive months after June 30, 2012. The division shall revoke the permit upon adequate notice to the permit holder. Financial hardship to the permit holder does not, in and of itself, constitute just cause for failure to operate.*

(d) *A new permit to conduct pari-mutuel wagering may not be approved or issued after January 1, 2017.*

(e) *A permit revoked under this subsection is void and may not be reissued.*

(11)(a) A permit granted under this chapter may not be transferred or assigned except upon written approval by the division pursuant to s. 550.1815, ~~except that the holder of any permit that has been converted to a jai alai permit may lease or build anywhere within the county in which its permit is located.~~

(13)(a) ~~Notwithstanding any provision provisions of this chapter or chapter 551, a pari-mutuel no thoroughbred horse racing permit or license issued under this chapter may not shall be transferred, or re-issued when such reissuance is in the nature of a transfer so as to permit or authorize a licensee to change the location of a thoroughbred horse racetrack except upon proof in such form as the division may prescribe that a referendum election has been held:~~

1. ~~If the proposed new location is within the same county as the already licensed location, in the county where the licensee desires to conduct the race meeting and that a majority of the electors voting on that question in such election voted in favor of the transfer of such license.~~

2. ~~If the proposed new location is not within the same county as the already licensed location, in the county where the licensee desires to conduct the race meeting and in the county where the licensee is already licensed to conduct the race meeting and that a majority of the electors voting on that question in each such election voted in favor of the transfer of such license.~~

(b) ~~Each referendum held under the provisions of this subsection shall be held in accordance with the electoral procedures for ratification of permits, as provided in s. 550.0651. The expense of each such referendum shall be borne by the licensee requesting the transfer.~~

(14)(a) ~~Notwithstanding any other provision of law, a pari-mutuel permit, cardroom, or slot machine facility may not be relocated, and a pari-mutuel permit may not be converted to another class of permit. Any holder of a permit to conduct jai alai may apply to the division to convert such permit to a permit to conduct greyhound racing in lieu of jai alai if:~~

1. ~~Such permit is located in a county in which the division has issued only two pari-mutuel permits pursuant to this section;~~

2. ~~Such permit was not previously converted from any other class of permit; and~~

3. ~~The holder of the permit has not conducted jai alai games during a period of 10 years immediately preceding his or her application for conversion under this subsection.~~

(b) ~~The division, upon application from the holder of a jai alai permit meeting all conditions of this section, shall convert the permit and shall issue to the permit holder a permit to conduct greyhound racing. A permit holder of a permit converted under this section shall be required to apply for and conduct a full schedule of live racing each fiscal year to be eligible for any tax credit provided by this chapter. The holder of a permit converted pursuant to this subsection or any holder of a permit to conduct greyhound racing located in a county in which it is the only permit issued pursuant to this section who operates at a leased facility pursuant to s. 550.475 may move the location for which the permit has been issued to another location within a 30 mile radius of the location fixed in the permit issued in that county, provided the move does not cross the county boundary and such location is approved under the zoning regulations of the county or municipality in which the permit is located, and upon such relocation may use the permit for the conduct of pari-mutuel wagering and the operation of a cardroom. The provisions of s. 550.6305(9)(d) and (f) shall apply to any permit converted under this subsection and shall continue to apply to any permit which was previously included under and subject to such provisions before a conversion pursuant to this section occurred.~~

Section 4. *Section 550.0555, Florida Statutes, is repealed.*

Section 5. *Section 550.0745, Florida Statutes, is repealed.*

Section 6. Subsection (3) of section 550.09512, Florida Statutes, is amended to read:

550.09512 Harness horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)(a) ~~The division shall revoke the permit of a harness horse racing permit holder who does not pay tax on handle for live harness horse performances for a full schedule of live races for more than 24 consecutive months during any 2 consecutive state fiscal years shall be void and shall escheat to and become the property of the state unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, or other disaster or event beyond the ability of the permit holder to control. Financial hardship to the permit holder does shall not, in and of itself, constitute just cause for failure to operate and pay tax on handle. A permit revoked under this subsection is void and may not be reissued.~~

(b) ~~In order to maximize the tax revenues to the state, the division shall reissue an escheated harness horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the reissuance of an escheated harness horse permit. As specified in the application and upon approval by the division of an application for the permit, the new permit holder shall be authorized to operate a harness~~

horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.

Section 7. Subsections (3) and (7) of section 550.09515, Florida Statutes, are amended to read:

550.09515 Thoroughbred horse taxes; abandoned interest in a permit for nonpayment of taxes.—

(3)(a) ~~The division shall revoke the permit of a thoroughbred racing horse permitholder that who~~ does not pay tax on handle for live thoroughbred horse performances for a full schedule of live races for more than 24 consecutive months during any 2 consecutive state fiscal years shall be void and shall escheat to and become the property of the state unless such failure to operate and pay tax on handle was the direct result of fire, strike, war, or other disaster or event beyond the ability of the permitholder to control. Financial hardship to the permitholder does not, in and of itself, constitute just cause for failure to operate and pay tax on handle. A permit revoked under this subsection is void and may not be reissued.

(b) ~~In order to maximize the tax revenues to the state, the division shall reissue an escheated thoroughbred horse permit to a qualified applicant pursuant to the provisions of this chapter as for the issuance of an initial permit. However, the provisions of this chapter relating to referendum requirements for a pari-mutuel permit shall not apply to the reissuance of an escheated thoroughbred horse permit. As specified in the application and upon approval by the division of an application for the permit, the new permitholder shall be authorized to operate a thoroughbred horse facility anywhere in the same county in which the escheated permit was authorized to be operated, notwithstanding the provisions of s. 550.054(2) relating to mileage limitations.~~

(7) ~~If a thoroughbred permitholder fails to operate all performances on its 2001-2002 license, failure to pay tax on handle for a full schedule of live races for those performances in the 2001-2002 fiscal year does not constitute failure to pay taxes on handle for a full schedule of live races in a fiscal year for the purposes of subsection (3). This subsection may not be construed as forgiving a thoroughbred permitholder from paying taxes on performances conducted at its facility pursuant to its 2001-2002 license other than for failure to operate all performances on its 2001-2002 license. This subsection expires July 1, 2003.~~

Section 8. Section 550.3345, Florida Statutes, is amended to read:

550.3345 ~~Conversion of quarter horse permit to a Limited thoroughbred racing permit.—~~

(1) In recognition of the important and long-standing economic contribution of the thoroughbred horse breeding industry to this state and the state's vested interest in promoting the continued viability of this agricultural activity, the state intends to provide a limited opportunity for the conduct of live thoroughbred horse racing with the net revenues from such racing dedicated to the enhancement of thoroughbred purses and breeders', stallion, and special racing awards under this chapter; the general promotion of the thoroughbred horse breeding industry; and the care in this state of thoroughbred horses retired from racing.

(2) ~~A limited thoroughbred racing permit previously converted from Notwithstanding any other provision of law, the holder of a quarter horse racing permit pursuant to chapter 2010-29, Laws of Florida, issued under s. 550.334 may only be held by, within 1 year after the effective date of this section, apply to the division for a transfer of the quarter horse racing permit to a not-for-profit corporation formed under state law to serve the purposes of the state as provided in subsection (1). The board of directors of the not-for-profit corporation must be composed comprised of 11 members, 4 of whom shall be designated by the applicant, 4 of whom shall be designated by the Florida Thoroughbred Breeders' Association, and 3 of whom shall be designated by the other 8 directors, with at least 1 of these 3 members being an authorized representative of another thoroughbred racing permitholder in this state. A limited thoroughbred racing The not for profit corporation shall submit an application to the division for review and approval of the transfer in accordance with s. 550.054. Upon approval of the transfer by the division, and notwithstanding any other provision of law to the contrary,~~

the not for profit corporation may, within 1 year after its receipt of the permit, request that the division convert the quarter horse racing permit to a permit authorizing the holder to conduct pari-mutuel wagering meets of thoroughbred racing. Neither the transfer of the quarter horse racing permit nor its conversion to a limited thoroughbred permit shall be subject to the mileage limitation or the ratification election as set forth under s. 550.054(2) or s. 550.0651. Upon receipt of the request for such conversion, the division shall timely issue a converted permit. The converted permit and the not-for-profit corporation are shall be subject to the following requirements:

(a) All net revenues derived by the not-for-profit corporation under the thoroughbred horse racing permit, after the funding of operating expenses and capital improvements, shall be dedicated to the enhancement of thoroughbred purses and breeders', stallion, and special racing awards under this chapter; the general promotion of the thoroughbred horse breeding industry; and the care in this state of thoroughbred horses retired from racing.

(b) From December 1 through April 30, no live thoroughbred racing may not be conducted under the permit on any day during which another thoroughbred racing permitholder is conducting live thoroughbred racing within 125 air miles of the not-for-profit corporation's pari-mutuel facility unless the other thoroughbred racing permitholder gives its written consent.

(c) After the conversion of the quarter horse racing permit and the issuance of its initial license to conduct pari-mutuel wagering meets of thoroughbred racing, the not-for-profit corporation shall annually apply to the division for a license pursuant to s. 550.5251.

(d) Racing under the permit may take place only at the location for which the original quarter horse racing permit was issued, which may be leased by the not-for-profit corporation for that purpose; however, the not for profit corporation may, without the conduct of any ratification election pursuant to s. 550.054(13) or s. 550.0651, move the location of the permit to another location in the same county provided that such relocation is approved under the zoning and land use regulations of the applicable county or municipality.

(e) ~~A limited thoroughbred racing No permit may not be transferred converted under this section is eligible for transfer to another person or entity.~~

(3) Unless otherwise provided in this section, ~~after conversion,~~ the permit and the not-for-profit corporation shall be treated under the laws of this state as a thoroughbred racing permit and as a thoroughbred racing permitholder, respectively, with the exception of ss. 550.054(9)(c) and s. 550.09515(3).

Section 9. Subsection (4) of section 551.102, Florida Statutes, is amended to read:

551.102 Definitions.—As used in this chapter, the term:

(4) "Eligible facility" means any licensed pari-mutuel facility located in Miami-Dade County or Broward County existing at the time of adoption of s. 23, Art. X of the State Constitution that has conducted live racing or games during calendar years 2002 and 2003 and has been approved by a majority of voters in a countywide referendum to have slot machines at such facility in the respective county; or any licensed pari-mutuel facility located within a county as defined in s. 125.011, provided such facility has conducted live racing for 2 consecutive calendar years immediately preceding its application for a slot machine license, pays the required license fee, and meets the other requirements of this chapter; ~~or any licensed pari-mutuel facility in any other county in which a majority of voters have approved slot machines at such facilities in a countywide referendum held pursuant to a statutory or constitutional authorization after the effective date of this section in the respective county, provided such facility has conducted a full schedule of live racing for 2 consecutive calendar years immediately preceding its application for a slot machine license, pays the required licensed fee, and meets the other requirements of this chapter.~~

Section 10. Subsection (1) of section 551.104, Florida Statutes, is amended to read:

551.104 License to conduct slot machine gaming.—

(1) Upon application and a finding by the division after investigation that the application is complete and the applicant is qualified and payment of the initial license fee, the division may issue a license to conduct slot machine gaming in the designated slot machine gaming area of the eligible facility. Once licensed, slot machine gaming may be conducted subject to the requirements of this chapter and rules adopted pursuant thereto. *Notwithstanding any other provision of law, the division may not issue an initial license to conduct slot machine gaming after January 1, 2017, or otherwise authorize the conduct of slot machine gaming at any facility or location which was not conducting slot machine gaming as of January 1, 2017.*

Section 11. Paragraphs (a) and (b) of subsection (2), paragraph (d) of subsection (7), subsection (12), paragraph (c) of subsection (14), and paragraph (a) of subsection (17) of section 849.086, Florida Statutes, are amended to read:

849.086 Cardrooms authorized.—

(2) DEFINITIONS.—As used in this section:

(a) “Authorized game” means a game or series of games of *traditional* poker or dominoes which are played in a *pari-mutuel*, nonbanking manner, *where all players at the table play against all other players at the table and contribute to a common pot of winnings collected by the winner, and which are played in a manner consistent with the rules and requirements set forth in the 1974 edition of Hoyle’s Modern Encyclopedia of Card Games.*

(b) “Banking game” means a game in which the house is a participant in the game, taking on players, paying winners, and collecting from losers, or a game in which any person or party serves as ~~the cardroom establishes~~ a bank against which participants play.

(7) CONDITIONS FOR OPERATING A CARDROOM.—

(d) A cardroom operator may award giveaways, jackpots, and prizes to a player who holds certain combinations of cards specified by the cardroom operator, *provided that the award of such giveaway, jackpot, or prize does not constitute a prohibited activity under subsection (12).*

(12) PROHIBITED ACTIVITIES.—

(a) ~~No person licensed to operate a cardroom may conduct any banking game or~~ Any game not specifically authorized by this section is prohibited. *Prohibited games include, but are not limited to:*

1. *Any game in which the cardroom or any other person or party serves as a bank or banker against which players play.*

2. *Any game in which players compete against a designated player instead of competing against all players at the table.*

3. *Any game in which the number of cards or ranking of hands does not conform to the rules and requirements for traditional poker as set forth in the 1974 edition of Hoyle’s Modern Encyclopedia of Card Games.*

4. *Any other game conducted in a manner that is not consistent with the provisions of this section.*

(b) ~~No person~~ Persons under 18 years of age may not be permitted to hold a cardroom or employee license, or engage in any game conducted therein.

(c) ~~No~~ Electronic or mechanical devices, except mechanical card shufflers, may not be used to conduct any authorized game in a cardroom.

(d) ~~No~~ Cards, game components, or game implements may not be used in playing an authorized game unless such has been furnished or provided to the players by the cardroom operator.

(14) SUSPENSION, REVOCATION, OR DENIAL OF LICENSE; FINE.—

(c) ~~Notwithstanding any other provision of this section,~~ The division may impose an administrative fine not to exceed \$1,000 for each violation against any person who has violated or failed to comply with the provisions of this section or any rules adopted pursuant thereto. *The division may revoke the license of any person who violates the provisions of subsection (12) on or after August 1, 2017.*

(17) CHANGE OF LOCATION; REFERENDUM.—

(a) Notwithstanding any provisions of this section, no cardroom gaming license issued under this section shall be transferred, or re-issued when such reissuance is in the nature of a transfer, so as to permit or authorize a licensee to change the location of the cardroom except upon proof in such form as the division may prescribe that a referendum election has been held:

1. If the proposed new location is within the same county as the already licensed location, in the county where the licensee desires to conduct cardroom gaming and that a majority of the electors voting on the question in such election voted in favor of the transfer of such license. ~~However, the division shall transfer, without requirement of a referendum election, the cardroom license of any permit holder that relocated its permit pursuant to s. 550.0555.~~

2. If the proposed new location is not within the same county as the already licensed location, in the county where the licensee desires to conduct cardroom gaming and that a majority of the electors voting on that question in each such election voted in favor of the transfer of such license.

Section 12. *All cardroom games involving designated players or a bank of any kind are illegal and prohibited under s. 849.086, Florida Statutes. Any past or future action or inaction by the Division of Pari-Mutuel Wagering considered by any party or construed by a tribunal to constitute permission from the state, either for a licensed cardroom to conduct a banking game for purposes of s. 849.086 or for a licensed cardroom to conduct a banking or banked card game for purposes of the Gaming Compact between the Seminole Tribe of Florida and the State of Florida executed pursuant to s. 285.710(3)(b), Florida Statutes, exceeds the division’s delegated legislative authority, is contrary to will of the Legislature as expressed in the plain words of the Florida Statutes, and does not represent state action for purposes of the Gaming Compact executed pursuant to s. 285.710(3)(b), Florida Statutes.*

Section 13. This act shall take effect July 1, 2017.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to gaming; amending s. 285.710, F.S.; authorizing and directing the Governor, in cooperation with the Seminole Tribe of Florida, to execute a new compact in the form provided; signifying the Legislature’s approval and ratification of such compact that does not materially alter from the approved form; providing terms and conditions for the gaming compact; providing definitions; authorizing the Tribe to operate covered games on its lands in accordance with the compact and at specified facilities; prohibiting specified games; providing requirements for resolution of patron disputes involving gaming, tort claims, and employee disputes; providing requirements for regulation and enforcement of the compact; requiring the state to conduct random inspections of tribal facilities; authorizing the state to conduct an independent audit; requiring the Tribe and commission to comply with specified licensing and hearing requirements; requiring the Tribe to make specified revenue share payments to the state, with reductions authorized under certain circumstances; requiring the Tribe to pay an annual oversight assessment and annual donation to the Florida Council on Compulsive Gaming; providing for dispute resolution between the Tribe and the state; providing an effective date and termination of the compact; providing for execution of the compact; amending s. 285.712, F.S.; requiring the Governor to provide a copy of the executed compact to specified parties and direct the Secretary of State to forward a copy to the Secretary of the Interior; amending s. 550.054, F.S.; requiring the Division of Pari-Mutuel Wagering to revoke a permit to conduct pari-mutuel wagering for a permit holder that fails to make specified payments or obtain an operating license; prohibiting the

issuance of new permits; deleting provisions related to the conversion of permits; repealing s. 550.0555, F.S., relating to relocation of a greyhound dogracing permit within the same county; repealing s. 550.0745, F.S., relating to conversion of a pari-mutuel permit to a summer jai alai permit; amending ss. 550.09512 and 550.09515, F.S.; requiring the division to revoke the permit of a harness horse or thoroughbred racing permitholder, respectively, who does not pay tax on handle for a specified period of time; deleting provisions relating to the reissuance of escheated permits; amending s. 550.3345, F.S.; revising provisions relating to a limited thoroughbred racing permit previously converted from a quarter horse racing permit; amending s. 551.102, F.S.; revising the definition of the term "eligible facility"; amending s. 551.104, F.S.; prohibiting the division from issuing a license to conduct or authorizing slot machine gaming after a specified date; amending s. 849.086, F.S.; revising definitions; prohibiting specified cardroom games; authorizing the division to revoke a cardroom license after a certain date for specified actions; correcting a cross-reference; providing action by the division construed to constitute permission by the state to conduct certain cardroom games is not state action; providing an effective date.

On motion by Senator Galvano, the Senate refused to concur in **House Amendment 1 (837981)** to **CS for SB 8** and the Senate requested a Conference Committee on Gaming be appointed.

SENATE CONFEREES APPOINTED

The President appointed the following conferees on behalf of the Senate to the Conference Committee on Gaming for **CS for SB 8**: Senator Galvano, Chair; Senators Benacquisto, Braynon, Flores, Hutson, and Thurston.

The action of the Senate was certified to the House.

MOTION

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until completion of the Special Order Calendar.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Benacquisto, the rules were waived and the Committee on Rules was granted permission to meet 15 minutes upon adjournment for one hour, in lieu of 5:00 p.m. to 6:00 p.m., as scheduled this day.

SENATOR FLORES PRESIDING

THE PRESIDENT PRESIDING

By direction of the President, the Senate resumed consideration of—

SPECIAL ORDER CALENDAR, continued

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2017, and ending June 30, 2018, and supplemental appropriations for the period ending June 30, 2017, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was read the second time by title.

Senator Broxson moved the following amendment which was adopted:

Amendment 1 (995160)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Education - Fixed Capital Outlay 48150000

In Section 02 On Page 009
25 Fixed Capital Outlay 089238
Florida School For The Deaf And Blind -
Capital Projects IOEL

Immediately following Specific Appropriation 25, INSERT:

Funds in Specific Appropriation 25 are provided for preventive maintenance projects, demolition and construction of Gregg Hall, the dormitory for middle school girls at the Florida School for the Deaf and Blind.

Senator Galvano moved the following amendment which was adopted:

Amendment 2 (995157)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Private Colleges And
Universities 48190000

In Section 02 On Page 015
64 Special Categories 102118
Grants And Aids - Academic Program
Contracts IOEB

1000 General Revenue Fund 250,000
CA 250,000 FSI1 250,000

Immediately following Specific Appropriation 64, INSERT:

Funds in Specific Appropriation 64 are provided to Beacon College for student financial assistance.

Universities, Division Of
Program: Educational And General
Activities 48900100

In Section 02 On Page 041
141 Aid To Local Governments 052310
Grants And Aids - Education And General
Activities IOEB

1000 General Revenue Fund 2,339,964,490 2,339,714,490
CA -250,000 FSI1 -250,000

Following Specific Appropriation 141, DELETE:

Team Grants..... 50,050,000

AND INSERT:

Team Grants..... 49,800,000

Senator Mayfield moved the following amendment which was adopted:

Amendment 3 (995135)—

DELETE INSERT

EDUCATION, DEPARTMENT OF
Program: Private Colleges And
Universities 48190000

In Section 02 On Page 015
65 Special Categories 102130
Grants And Aids - Private Colleges And
Universities IOEB

1000 General Revenue Fund 6,000,000 6,500,000
CA 500,000 FSI1NR 500,000

At the end of existing proviso language, following Specific Appropriation 65, INSERT:

Florida Institute of Technology - Indian River Lagoon
 Research Institute..... 500,000

Universities, Division Of
 Program: Educational And General
 Activities 48900100

In Section 02 On Page 041
 141 Aid To Local Governments 052310
 Grants And Aids - Education And General
 Activities IOEB

1000 General Revenue Fund 2,339,964,490 2,339,464,490
 CA -500,000 FSIINR -500,000

INSERT:

From the funds in Specific Appropriation 192, \$44,911,485 from the Medical Care Trust Fund is provided to eliminate Medicaid service limitations for the certain behavioral health services and to add coverage of targeted case management for adults diagnosed with substance use disorders. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided, contingent upon the passage of legislation creating this network, and subject to federal approval.

In Section 03 On Page 054
 204 Special Categories 102325
 Other Fee For Service IOEB

In Section 03, on Page 54, DELETE the following:

From the funds in Specific Appropriation 204, \$1,010,745 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. These funds are to be paid to the substance abuse and mental health SafetyNet Network for services provided contingent on passage of legislation creating this network.

AND INSERT:

From the funds in Specific Appropriation 204, \$1,010,745 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

In Section 03 On Page 056
 207 Special Categories 102673
 Prepaid Health Plans IOEB

In Section 03, on Page 56, DELETE the following:

From the funds in Specific Appropriation 207, \$19,204,161 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided contingent on passage of legislation creating this network.

AND INSERT:

From the funds in Specific Appropriation 207, \$19,204,161 from the Medical Care Trust Fund is provided for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

CHILDREN AND FAMILIES, DEPARTMENT OF
 Services
 Program: Community Services
 Community Substance Abuse And Mental
 Health Services 60910950

In Section 03 On Page 079
 364 Special Categories 100610
 Grants And Aids - Community Mental Health
 Services IOEB

In Section 03, on Page 79, DELETE the following:

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families shall transfer an amount not to exceed \$17,241,519 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds to eliminate Medicaid service limitations for the certain behavioral health services and targeted case management for adults diagnosed with substance use disorders. This paragraph is contingent upon the passage of SB 2514 or similar legislation in the same legislative session or an extension thereof becoming a law.

Following Specific Appropriation 141, DELETE:

Funds in Specific Appropriation 141 from the General Revenue Fund shall be allocated as follows:

University of South Florida, Sarasota/Manatee..... 18,274,812

Funds provided in Specific Appropriation 141, as listed above, include allocations for the following university initiatives:

University of South Florida, Sarasota/Manatee
 Small Business Development Center..... 3,890,381

AND INSERT:

Funds in Specific Appropriation 141 from the General Revenue Fund shall be allocated as follows:

University of South Florida, Sarasota/Manatee..... 17,774,812

Funds provided in Specific Appropriation 141, as listed above, include allocations for the following university initiatives:

University of South Florida, Sarasota/Manatee
 Small Business Development Center..... 3,390,381

Senator Young moved the following amendment which was adopted:

Amendment 4 (995152)—

	DELETE	INSERT
--	--------	--------

AGENCY FOR HEALTH CARE ADMINISTRATION
 Program: Health Care Services
 Executive Direction And Support Services 68500200

In Section 03 On Page 049
 185 Special Categories 100778
 Grants And Aids - Contracted Services IOEB

Following Specific Appropriation 185, INSERT:

From the funds in Specific Appropriation 185, \$3,000,000 from the Grants and Donations Trust Fund and \$3,000,000 from the Medical Care Trust Fund may be used by the Agency for Health Care Administration to contract with the Florida Medical Schools Quality Network created under section 409.975(2), Florida Statutes.

Senator Flores moved the following amendment which was adopted:

Amendment 5 (995146)—

	DELETE	INSERT
--	--------	--------

AGENCY FOR HEALTH CARE ADMINISTRATION
 Program: Health Care Services
 Medicaid Services To Individuals 68501400

In Section 03 On Page 050
 192 Special Categories 100616
 Community Mental Health Services IOEB

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families shall transfer an amount not to exceed \$7,758,481 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 or similar legislation in the same legislative session or an extension thereof becoming a law.

AND INSERT:

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families is authorized to transfer an amount not to exceed \$17,241,519 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds to eliminate Medicaid service limitations for the certain behavioral health services and to add to coverage of targeted case management for adults diagnosed with substance use disorders. These funds are to be paid to the Substance Abuse and Mental Health Safety Net Network for services provided, contingent on passage of legislation creating this network, and subject to federal approval.

From the funds in Specific Appropriation 364 and 366, the Department of Children and Families is authorized to transfer an amount not to exceed \$7,758,481 from the General Revenue Fund to the Agency for Health Care Administration to be used as state matching funds for a rate increase for certain Medicaid behavioral health services. This paragraph is contingent upon the passage of SB 2514 creating the Substance Abuse and Mental Health Safety Net Network or similar legislation in the same legislative session or an extension thereof becoming a law, and subject to federal approval.

Senators Braynon, Book, Bracy, Campbell, Clemens, Farmer, Gibson, Montford, Powell, Rader, Rodriguez, Rouson, Stewart, Thurston, and Torres offered the following amendment which was moved by Senator Braynon and failed:

Amendment 6 (995153)—

Table with columns for DELETED and INSERTED amounts. Includes rows for AGENCY FOR HEALTH CARE ADMINISTRATION, In Section 03 On Page 051, 198 Special Categories 101582, 1000 General Revenue Fund, 2474 Medical Care Trust Fund, In Section 03 On Page 056, 207 Special Categories 102673, 1000 General Revenue Fund, and 2474 Medical Care Trust Fund.

Following Specific Appropriation 207, INSERT:

From the funds in Specific Appropriation 207, \$87,509,944 from the General Revenue Fund and \$140,499,290 from the Medical Care Trust Fund are provided to expand full Medicaid coverage to those individuals currently receiving services through the Medically Needy Program.

Senator Flores moved the following amendment which was adopted:

Amendment 7 (995156)—

Table with columns for DELETED and INSERTED amounts. Includes row for AGENCY FOR HEALTH CARE ADMINISTRATION, Program: Health Care Services, Medicaid Services To Individuals 68501400.

In Section 03 On Page 051
198 Special Categories 101582
Hospital Inpatient Services IOEE

Following Specific Appropriation 198, INSERT:

The Agency for Health Care Administration is authorized to seek federal approval to reinstitute an upper payment limit program specific to the remaining fee-for-service portion of the Medicaid program. The program would be limited to fee-for-service payments for hospital inpatient and outpatient services. Once federal approval is granted, the agency is authorized to submit budget amendments requesting the authority for this funding and the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any release of the funds shall include a plan for how the funds will be dispersed for this intended purpose.

Amendment 8 (995149) was withdrawn.

Senator Flores moved the following amendment which was adopted:

Amendment 9 (995144)—

Table with columns for DELETED and INSERTED amounts. Includes rows for HEALTH, DEPARTMENT OF, Program: Executive Direction And Support, In Section 03 On Page 089, 421 Expenses 040000 IOEA, 1000 General Revenue Fund, CA -1,500,000 FSI1NR -1,500,000.

DELETE the proviso immediately following Specific Appropriation 421:

From the funds in Specific Appropriation 421, \$1,500,000 in nonrecurring funds from the General Revenue Fund and \$2,127,735 from the Administrative Trust Fund are provided to upgrade the bandwidth at the lowest performing sites within the department. Any remaining funds shall be used to upgrade the bandwidth at sites with the most occurrences of excessive latency in the previous fiscal year.

AND INSERT:

From the funds in Specific Appropriation 421, \$2,127,735 from the Administrative Trust Fund is provided to upgrade the bandwidth at the lowest performing sites within the department.

Table with columns for DELETED and INSERTED amounts. Includes rows for AGENCY FOR PERSONS WITH DISABILITIES, Program: Services To Persons With Disabilities, Home And Community Services 67100100, In Section 03 On Page 061, 241 Special Categories 101555, Home And Community Based Services Waiver IOEE, 1000 General Revenue Fund, CA 1,500,000 FSI2NR 1,500,000.

Following Specific Appropriation 241, INSERT:

From the funds in Specific Appropriation 241, \$724,358 in nonrecurring funds from the General Revenue Fund is provided as the state match for a uniform provider rate increase for Residential Habilitation providers at the Basic, Minimal, and Moderate service levels.

From the funds in Specific Appropriation 241, \$145,271 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Residential Habilitation Behavioral Focus providers.

From the funds in Specific Appropriation 241, \$457,952 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Personal Supports providers.

From the funds in Specific Appropriation 241, \$158,928 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Adult Day Training providers.

DELETE INSERT

From the funds in Specific Appropriation 241, \$13,491 in nonrecurring funds from the General Revenue Fund is provided as the state match for a provider rate increase for Supported Employment providers.

VETERANS' AFFAIRS, DEPARTMENT OF
Program: Services To Veterans' Program
Veterans' Benefits And Assistance 50100700

In Section 03 On Page 110
575A Special Categories 100778
Grants And Aids - Contracted Services IOEB

Amendment 10 (995133) was withdrawn.

Senator Campbell moved the following amendment which was adopted:

1000 General Revenue Fund 100,000 150,000
CA 50,000 FSI1NR 50,000

Amendment 11 (995150)—

At the end of existing proviso language, following Specific Appropriation 575A, INSERT:

DELETE INSERT
ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services 65100400
In Section 03 On Page 085
394 Special Categories 100604
Grants And Aids - Older Americans Act
Program IOEB
1000 General Revenue Fund 9,709,862 9,009,862
CA -700,000 FSI1NR -700,000

From the funds in Specific Appropriation 575A, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided for the K-9s for Veterans program.

HEALTH, DEPARTMENT OF
Program: Community Public Health
Community Health Promotion 64200100

In Section 03 On Page 094
454 Special Categories 101509
Biomedical Research IOEB

Following Specific Appropriation 394, DELETE:

North Miami Adult Senior Services Center..... 750,000

1000 General Revenue Fund 3,850,000 3,800,000
CA -50,000 FSI1NR -50,000

AND INSERT:

North Miami Foundation for Senior Citizens Services, Inc. - Home
Delivered Meals.....50,000

In Section 03, on Page 94, DELETE the following:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

In Section 03 On Page 087
400A Grants And Aids To Local Governments And 140080
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Senior Citizen Centers IOEM
1000 General Revenue Fund 50,000 700,000
CA 650,000 FSI1NR 650,000

AND INSERT:

From the funds in Specific Appropriation 454, \$700,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

From the funds in Specific Appropriation 400A, the following project is funded from nonrecurring general revenue funds:

Easter Seals of South Florida - Hialeah..... 50,000

Senator Bean moved the following amendment:

Amendment 13 (995141)—

From the funds in Specific Appropriation 400A, the following projects are funded from nonrecurring general revenue funds:

Easter Seals of South Florida - Hialeah.....50,000
North Miami Foundation for Senior Citizens Services, Inc.....650,000

DELETE INSERT

HEALTH, DEPARTMENT OF
Program: Community Public Health
Community Health Promotion 64200100

In Section 03 On Page 094
454 Special Categories 101509
Biomedical Research IOEB

HEALTH, DEPARTMENT OF
Program: Community Public Health
Disease Control And Health Protection 64200200
In Section 03 On Page 097
473 Special Categories 100778
Grants And Aids - Contracted Services IOEB
1000 General Revenue Fund 4,405,026 4,455,026
CA 50,000 FSI1NR 50,000

1000 General Revenue Fund 3,850,000 3,550,000
CA -300,000 FSI1NR -300,000

At the end of existing proviso language, following Specific Appropriation 454, DELETE:

AND INSERT:

FANM Health Initiative Wrap Around Services.....50,000

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$450,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Senator Bradley moved the following amendment which was adopted:

Amendment 12 (995148)—

Statewide Public Health Support Services 64200800

In Section 03 On Page 101
Special Categories 100778
Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund 1,845,536 2,145,536
CA 300,000 FSI1NR 300,000

Following Specific Appropriation 504, DELETE:

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

AND INSERT:

From the funds in Specific Appropriation 504, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000
Florida Emergency Medical Services Clearinghouse..... 100,000
Protect Young Hearts..... 300,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following substitute amendment which was adopted:

Substitute Amendment 13 (995167)—

DELETE INSERT

HEALTH, DEPARTMENT OF
Program: Community Public Health
Statewide Public Health Support Services 64200800

In Section 03 On Page 101
Special Categories 100778
Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund 1,845,536 1,945,536
CA 100,000 FSI1NR 100,000

Following Specific Appropriation 504, DELETE:

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

AND INSERT:

From the funds in Specific Appropriation 504, the following projects are funded with nonrecurring funds from the General Revenue Fund:

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000
Florida Emergency Medical Services Clearinghouse..... 100,000
Who We Play For Florida - Protect Young Hearts Program..... 100,000

AGENCY FOR PERSONS WITH DISABILITIES
Program: Services To Persons With Disabilities
Home And Community Services 67100100

In Section 03 On Page 061
Special Categories 100778
240

Grants And Aids - Contracted Services IOEB

1000 General Revenue Fund 8,871,810 8,771,810
CA -100,000 FSI1NR -100,000

Following Specific Appropriation 240, DELETE:

From the funds in Specific Appropriation 240, the following projects are funded with nonrecurring funds from the General Revenue Fund:

The Arc of Tampa Bay - Solar Energy Initiative..... 686,000
ADE Geriatric Program for Seniors with Developmental Disabilities..... 100,000
Southwest Florida Autism Center..... 42,000
Loveland Center..... 500,000
The Arc Jacksonville - Transition to Community Employment... 300,000

AND INSERT:

From the funds in Specific Appropriation 240, the following projects are funded with nonrecurring funds from the General Revenue Fund:

The Arc of Tampa Bay - Solar Energy Initiative..... 686,000
ADE Geriatric Program for Seniors with Developmental Disabilities..... 100,000
Southwest Florida Autism Center..... 42,000
Loveland Center..... 500,000
The Arc Jacksonville - Transition to Community Employment... 200,000

Senator Flores moved the following amendment which was adopted:

Amendment 14 (995138)—

DELETE INSERT

HEALTH, DEPARTMENT OF
Program: Community Public Health
County Health Departments Local Health Needs 64200700

In Section 03 On Page 098
484 Aid To Local Governments 050329
Contribution To County Health Units IOEB

2141 County Health Department Trust 10,421,102 0
Fund
CA -10,421,102 FSI1 -4,316,419 FSI2 -3,809,956 FSI3 -2,294,727

481 Salaries And Benefits 010000 IOEA

2141 County Health Department Trust 521,355,124 531,776,226
Fund
CA 10,421,102 FSI1 4,316,419 FSI2 3,809,956 FSI3 2,294,727

Senator Garcia moved the following amendment which was adopted:

Amendment 15 (995151)—

DELETE INSERT

ELDER AFFAIRS, DEPARTMENT OF 65000000

In Section 25 On Page 416

INSERT:

The sum of \$245,000 of unexpended funds provided in section 45 of chapter 2016-66, Laws of Florida, to the Department of Elder Affairs for the United Home Care Assisted Living Facility - Miami Dade, shall revert and is appropriated for Fiscal Year 2017-2018 to the department for the same purpose.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment which was adopted:

Amendment 38 (995168)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Family Safety Program Family Safety And Preservation Services 60910310		
In Section 03 On Page 071		
310A Special Categories 100778		
Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	2,400,000	2,375,000
CA -25,000 FSI1NR -25,000		

Following Specific Appropriation 310A, DELETE:

From the funds in Specific Appropriation 310A, the nonrecurring sum of \$2,400,000 from the General Revenue Fund is provided for the following projects:

Adoption 2 Action.....	350,000
Camillus House - Human Trafficking Recovery Program.....	100,000
Devereux Advanced Behavioral Health - Sexually Exploited Youth.....	100,000
Dungy - Adoption Promotion Services.....	400,000
Florida Baptist Children's Home - Brave Moms Program.....	400,000
Forever Family Florida.....	200,000
Managed Access to Child Healthcare/ Partnership for Child Health.....	250,000

From the funds in Specific Appropriation 310A, the nonrecurring sum of \$2,375,000 from the General Revenue Fund is provided for the following projects:

Adoption 2 Action.....	350,000
Camillus House - Human Trafficking Recovery Program.....	100,000
Devereux Advanced Behavioral Health - Sexually Exploited Youth.....	100,000
Dungy - Adoption Promotion Services.....	400,000
Florida Baptist Children's Home - Brave Moms Program.....	400,000
Forever Family Florida.....	200,000
Managed Access to Child Healthcare/ Partnership for Child Health.....	225,000

HEALTH, DEPARTMENT OF
Program: Community Public Health
Community Health Promotion 64200100

In Section 03 On Page 092		
447 Special Categories 100778		
Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	25,599,267	25,624,267
CA 25,000 FSI1NR 25,000		

AND INSERT:

Florida Health Choices.....	25,000
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Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments which were adopted:

Amendment 39 (995166)—

	DELETE	INSERT
HEALTH, DEPARTMENT OF Program: Community Public Health Community Health Promotion 64200100		
In Section 03 On Page 092		
447 Special Categories 100778		
Grants And Aids - Contracted Services IOEB		

Following Specific Appropriation 447, DELETE:

From the funds in Specific Appropriation 447, nonrecurring funds from the General Revenue Fund are provided for the following projects:

Apopka Fresh Start Initiative.....	500,000
Fresh Stop Mobile Farmers Market.....	100,000
Alachua County Organization for Rural Needs (ACORN).....	650,000
The Andrews Regenerative Medicine Center.....	100,000
Miami Beach Community Health Center.....	500,000
Project Be Strong - Teen Pregnancy Prevention Program.....	50,000
Florida Dental Association - Dental Lifeline Network.....	100,000

AND INSERT:

From the funds in Specific Appropriation 447, nonrecurring funds from the General Revenue Fund are provided for the following projects:

Apopka Fresh Start Initiative.....	500,000
Fresh Stop Mobile Farmers Market.....	100,000
Alachua County Organization for Rural Needs (ACORN).....	650,000
The Andrews Regenerative Medicine Center.....	100,000
Miami Beach Community Health Center.....	500,000
Project Be Strong - Teen Pregnancy Prevention Program.....	50,000
Dental Lifeline Network - Donated Dental Services.....	100,000

Amendment 40 (995164)—

	DELETE	INSERT
HEALTH, DEPARTMENT OF Program: Community Public Health Community Health Promotion 64200100		
In Section 03 On Page 094		
454 Special Categories 101509		
Biomedical Research IOEB		
1000 General Revenue Fund	3,850,000	3,750,000
CA -100,000 FSI1NR -100,000		

Following Specific Appropriation 454, DELETE:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$650,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Statewide Public Health Support Services 64200800

In Section 03 On Page 101		
504 Special Categories 100778		
Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund	1,845,536	1,895,536
CA 50,000 FSI1NR 50,000		

Following Specific Appropriation 504, DELETE:

From the funds in Specific Appropriation 504, \$500,000 in nonrecurring funds from the General Revenue Fund is provided to the Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida.

From the funds in Specific Appropriation 504, \$100,000 in nonrecurring funds from the General Revenue Fund is provided for the Florida Emergency Medical Services Clearinghouse.

AND INSERT:

From the funds in Specific Appropriation 504, the following projects are

funded with nonrecurring funds from the General Revenue Fund:

Bitner/Plante Amyotrophic Lateral Sclerosis Initiative of Florida..... 500,000
 Florida Emergency Medical Services Clearinghouse..... 100,000
 Florida International University - Florida Advanced Surgical Transport (FAST) Team Equipment..... 50,000

In Section 03 On Page 103
 517A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay IOEM 140085
 1000 General Revenue Fund 50,000
 CA 50,000 FSI1NR 50,000

Following Specific Appropriation 517A, INSERT:

From the funds in Specific Appropriation 517A, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to Florida International University - Florida Advanced Surgical Transport (FAST) Team for a central warehouse that will reduce response times and enhance coordination to improve rapid-response medical disaster management capabilities.

Amendment 41 (995161)—

	DELETE	INSERT
VETERANS' AFFAIRS, DEPARTMENT OF Program: Services To Veterans' Program Veterans' Homes 50100100		
In Section 03 On Page 108 561A Fixed Capital Outlay 080007 Additions and Improvements to the Veterans' Homes IOEJ		
1000 General Revenue Fund 500,000 CA 50,000 FSI1NR 50,000		550,000

At the end of existing proviso language, following Specific Appropriation 561, INSERT:

From the funds in Specific Appropriation 561, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided for the renovation and retrofit of the Lake Baldwin facility in Orange County into a State Veterans' Nursing Home.

HEALTH, DEPARTMENT OF Program: Community Public Health Community Health Promotion 64200100		
In Section 03 On Page 094 454 Special Categories 101509 Biomedical Research IOEB		
1000 General Revenue Fund 3,850,000 CA -50,000 FSI1NR -50,000		3,800,000

In Section 03, on Page 94, DELETE the following:

From the funds in Specific Appropriation 454, \$750,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

AND INSERT:

From the funds in Specific Appropriation 454, \$700,000 in nonrecurring funds from the General Revenue Fund is provided to the University of Florida College of Pharmacy for medical cannabis research pursuant to section 381.986(2)(g), Florida Statutes.

Senator Bracy moved the following amendment which was adopted:

Amendment 16 (995145)—

DELETE	INSERT
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JUSTICE ADMINISTRATION State Attorneys Program: State Attorneys - Fifth Judicial Circuit 21500500			
In Section 04 On Page 142 825 Salaries And Benefits 010000 IOEA			
Positions: 1000 General Revenue Fund 240 246 CA 460,727 FSI1 460,727 15,119,239 15,579,966			
828 Special Categories 103225 State Attorney Operating Expenditures IOEA			
1000 General Revenue Fund 488,267 649,867 CA 161,600 FSI1 161,600			
Program: State Attorneys - Ninth Judicial Circuit 21500900			
In Section 04 On Page 145 852 Salaries And Benefits 010000 IOEA			
Positions: 1000 General Revenue Fund 364.5 373.5 CA 569,277 FSI1 569,277 22,225,071 22,794,348			
Program: Justice Administrative Commission Executive Direction And Support Services 21300800			
In Section 04 On Page 137 784A Special Categories 103544 Capital Resentencing Due Process Funding IOEA			
1000 General Revenue Fund 1,299,860 108,256 CA -1,191,604 FSI1 -1,191,604			

Senator Bean moved the following amendment which was adopted:

Amendment 17 (995134)—

	DELETE	INSERT
JUSTICE ADMINISTRATION State Attorneys Program: State Attorneys - Eleventh Judicial Circuit 21501100		
In Section 04 On Page 147 867A Special Categories 100777 Contracted Services IOEA		
1000 General Revenue Fund 200,000 CA 200,000 FSI1NR 200,000		

Following Specific Appropriation 867A, INSERT:

From the funds in Specific Appropriation *****, \$200,000 in nonrecurring general revenue funds is provided for a crime data consolidation pilot project in the Eleventh Judicial Circuit State Attorney's Office to improve the statistical analysis of crime data.

JUVENILE JUSTICE, DEPARTMENT OF Program: Juvenile Detention Program Detention Centers 80400100		
In Section 04 On Page 175 1116 Fixed Capital Outlay 080410 Department Of Juvenile Justice Maintenance And Repair - State Owned Buildings IOEJ		
1000 General Revenue Fund 5,802,401 5,602,401 CA -200,000 FSI1NR -200,000		

Senator Bradley moved the following amendment which was adopted:

Amendment 18 (995159)—

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1180 In Section 04 On Page 182 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 0	7,137,622	7,137,622
In Section 04 On Page 183		

Following Specific Appropriation 1180, DELETE:

From the funds in Specific Appropriation 1180, \$200,000 in nonrecurring general revenue is provided to the Clay County Youth Alternative SWEAT Program to provide supervised community service opportunities to Clay County youth on probation and conditional release.

Following Specific Appropriation 1180, INSERT:

From the funds in Specific Appropriation 1180, \$200,000 in nonrecurring general revenue funds is provided to the Clay County Youth Alternative SWEAT Program.

Senator Bean moved the following amendment:

Amendment 19 (995158)—

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1183A In Section 04 On Page 184 Special Categories 106666 Prodigy IOEA		
2339 Grants And Donations Trust Fund CA 1,000,000 FSI1NR 1,000,000		1,000,000

Following Specific Appropriation 1183A, DELETE:

From the funds in Specific Appropriations 1183A, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Following Specific Appropriation 1183A, INSERT:

From the funds in Specific Appropriations 1183A, \$1,600,000 in recurring general revenue funds and \$1,000,000 in nonrecurring Grants and Donations Trust Fund, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following substitute amendment which was adopted:

Substitute Amendment 19 (995173)—

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Prevention And Victim Services Delinquency Prevention And Diversion 80900100		
1183A In Section 04 On Page 184 Special Categories 106666 Prodigy IOEA		
2339 Grants And Donations Trust Fund CA 1,000,000 FSI1NR 1,000,000		1,000,000

Following Specific Appropriation 1183A, DELETE:

From the funds in Specific Appropriations 1183A, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

Following Specific Appropriation 1183A, INSERT:

From the funds in Specific Appropriations 1183A, \$1,600,000 in recurring general revenue funds and \$1,000,000 in nonrecurring Grants and Donations Trust Fund, the Prodigy Program shall include at least two of the four at-risk domains of the Department of Juvenile Justice's risk factors when placing a youth into a prevention, intervention or diversion program. In addition, each youth who enters the program shall be tracked by the department's Juvenile Justice Information System (JJIS) or Prevention Web system. In addition, the Prodigy Program shall contract with a consultant to track arrests or re-arrests for prevention, intervention, and diversion youth for 12 months after completing the program and submit the results to the department semi-annually.

1182 Special Categories 103257
Grants And Aids - Children/Families In
Need Of Services IOEB

2339 Grants And Donations Trust Fund 11,369,093 10,369,093
CA -1,000,000 FSI1NR -1,000,000

Senator Lee moved the following amendment:

Amendment 20 (995155)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Development Program: Transportation Systems Development 55100100		
1862 In Section 05 On Page 260 Expenses 040000 IOEA		

Following Specific Appropriation 1862, INSERT:

Funds in Specific Appropriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational and performance audit of Hillsborough County Aviation Authority's, Tampa International Airport, Master Plan Phase I. The audit shall include, but is not limited to, a review to verify and document that plans, processes, practices, services and

documents included in the Master Plan Phase I conform to regulatory requirements. The audit shall verify that all planned activity, condition or control conforms to the requirements specified in contracts, codes, regulations, and standards regarding aviation.

Senator Lee moved the following amendment to Amendment 20 (995155) which failed:

Amendment 20A (995163)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 260
1862 Expenses 040000 IOEA

DELETE:

Funds in Specific Appropriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational and performance audit of Hillsborough County Aviation Authority's, Tampa International Airport, Master Plan Phase I. The audit shall include, but is not limited to, a review to verify and document that plans, processes, practices, services and documents included in the Master Plan Phase I conform to regulatory requirements. The audit shall verify that all planned activity, condition or control conforms to the requirements specified in contracts, codes, regulations, and standards regarding aviation.

AND INSERT:

Funds in Specific Appopriation 1862, may be expended to assist and provide necessary and available documentation to the Auditor General who shall conduct an operational audit of Hillsborough County Aviation Authority's Tampa International Airport, Master Plan capital projects. The audit shall, at a minimum, evaluate the Master Plan Phase I processes and practices, including those related to project funding and expenditures. The Auditor General shall submit a report on the audit findings to the Governor, the President of the Senate and the Speaker of the House of Representatives by December 31, 2017.

The question recurred on Amendment 20 (995155) which was deferred.

Senator Garcia moved the following amendment which was adopted:

Amendment 21 (995125)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations
Program: Highway Operations 55150200

In Section 05 On Page 266
1913 Fixed Capital Outlay 088717
Arterial Highway Construction IOEK

2540 State Transportation (Primary) 186,069,176 186,569,176
Trust Fund
CA 500,000 FSI1NR 500,000

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Bartow Northern Connector, Phase II (10,000,000), CR 437 Realignment (3,000,000), SW 36 Street Traffic Calming Improvements (1,500,000), CR 184/Muscogee Roadway Reconstruction (1,000,000), Boutwell Road/Lake Worth Park of Commerce Improvements (2,000,000), and Jenks Avenue Widening Project (1,000,000).

Table with 2 columns: Description and Amount. Rows include Williamson Boulevard 4 Laning, Daytona Beach (3,000,000), River Road from U.S. 41 to Interstate 75, Sarasota County (10,000,000), City of Venice Road Improvements Phase II (2,000,000), City of West Park, Neighborhood Traffic Calming Plan (1,000,000), Santa Rosa County, I-10 Industrial Park, Phase 2, Access Road (1,000,000), The Bluffs Pensacola Bridge Project (3,100,000), P.J. Adams Parkway Widening, Okaloosa County (1,000,000), CR 280A, City of Defuniak Springs (500,000), SR 79 Corridor, City of Bonifay-ROA Organization (1,500,000), and 87th Avenue HEPT Access Ramp, Miami-Dade County (500,000).

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Bartow Northern Connector, Phase II (10,000,000), CR 437 Realignment from Adair Avenue to State Road 44 (3,000,000), SW 36 Street Traffic Calming Improvements from SW 32 Avenue to SW 48th Avenue (1,500,000), CR 184/Muscogee Roadway Reconstruction (1,000,000), Boutwell Road/Lake Worth Park of Commerce Improvements (2,000,000), Jenks Avenue Widening Project, Bay County (1,000,000), Williamson Boulevard 4 Laning, Daytona Beach (3,000,000), River Road from U.S. 41 to Interstate 75, Sarasota County (10,000,000), City of Venice Road Improvements Phase II (2,000,000), City of West Park, Neighborhood Traffic Calming Plan (1,000,000), Santa Rosa County, I-10 Industrial Park, Phase 2, Access Road (1,000,000), The Bluffs Pensacola Bridge Project (3,100,000), P.J. Adams Parkway Widening, Okaloosa County (1,000,000), CR 280A, City of Defuniak Springs (500,000), SR 79 Corridor, City of Bonifay-ROA Organization (1,500,000), and 87th Avenue HEPT Access Ramp, Miami-Dade County (1,000,000).

Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 262
1872 Fixed Capital Outlay 088777
Right-Of-Way Land Acquisition IOEK

Table with 4 columns: Description, Amount, and other values. Row: 2540 State Transportation (Primary) Trust Fund 584,928,538 584,428,538 CA -500,000 FSI1NR -500,000

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1872 from the State Transportation Trust Fund shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Ludlam Trail Corridor Acquisition, Miami-Dade County (5,000,000), Underline Multi-Use Trail Right of Way Acquisition, Miami-Dade County (5,000,000), High Springs/Newberry Rail Trail (500,000), 59th Avenue Extension Right of Way Purchase from Miami-Dade Aviation Department (500,000).

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1872 from the State Transportation Trust Fund shall be allocated as follows:

Table with 2 columns: Description and Amount. Rows include Ludlam Trail Corridor Acquisition, Miami-Dade County (5,000,000), Underline Multi-Use Trail Right of Way Acquisition, Miami-Dade County (5,000,000), High Springs/Newberry Rail Trail (500,000).

Senator Hutson moved the following amendment which was adopted:

Amendment 22 (995124)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations

Program: Highway Operations 55150200

In Section 05 On Page 266

1913 Fixed Capital Outlay 088717

Arterial Highway Construction IOEK

DELETE:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes items like Bartow Northern Connector, CR 437 Realignment, SW 36 Street Traffic Calming Improvements, etc.

AND INSERT:

A portion of the nonrecurring funds in Specific Appropriation 1913 shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes items like Bartow Northern Connector, CR 437 Realignment, SW 36 Street Traffic Calming Improvements, etc.

Senator Book moved the following amendment which was adopted:

Amendment 23 (995128)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Operations
Program: Highway Operations 55150200

In Section 05 On Page 267

1916 Fixed Capital Outlay 088796

Highway Safety Construction/Grants IOEK

DELETE:

From the nonrecurring funds in Specific Appropriation 1916, \$375,000 from the State Transportation Trust Fund is provided for the construction of the Southwest Ranches Safety Guardrails in Miami-Dade County.

From the nonrecurring funds in Specific Appropriation 1916, \$635,942

from the State Transportation Trust Fund is provided for the installation of pedestrian signals, refuge islands, sidewalks, and street lighting in the City of Jacksonville.

AND INSERT:

From the nonrecurring funds in Specific Appropriation 1916, \$375,000 from the State Transportation Trust Fund is provided for the construction of the Southwest Ranches Safety Guardrails in Broward County.

From the nonrecurring funds in Specific Appropriation 1916, \$635,942 from the State Transportation Trust Fund is provided for the installation of pedestrian signals, refuge islands, sidewalks, and street lighting in the City of Jacksonville.

Senator Thurston moved the following amendment which was adopted:

Amendment 24 (995126)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 295

2198A Special Categories 100274

Grants And Aids - Workforce Projects IOEA

Table with 3 columns: Code, Description, Amount. Includes 1000 General Revenue Fund, 2041 State Economic Enhancement And Development Trust Fund.

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table with 2 columns: Description and Amount. Includes LaunchCode Tampa, United Way of Florida, Recovery through Work Training Center, etc.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table with 2 columns: Item Name and Amount. Items include LaunchCode Tampa, United Way of Florida, Recovery through Work Training Center, etc.

From the funds in Specific Appropriation 2198A, \$400,000 in nonrecurring general revenue funds and \$100,000 in nonrecurring State Enhancement and Economic Development Trust Funds are provided for the Regional Entrepreneurs Center (Urban League) in Broward County.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

STATE, DEPARTMENT OF
Program: Library And Information Services
Library, Archives And Information
Services 45400100

Table with 4 columns: Item Name, Amount, and Code. Includes '3127 Aid To Local Governments 050792' and '1000 General Revenue Fund'.

DELETE:

From the funds in Specific Appropriation 3127, \$7,802,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

AND INSERT:

From the funds in Specific Appropriation 3127, \$7,402,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

Senators Thurston and Campbell offered the following amendment which was moved by Senator Thurston and deferred:

Amendment 25 (995132)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Workforce Services
Workforce Development 40200100

In Section 06 On Page 295
2198A Special Categories 100274
Grants And Aids - Workforce Projects IOEA

Table with 4 columns: Item Name, Amount, and Code. Includes '2041 State Economic Enhancement And Development Trust Fund'.

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table with 2 columns: Item Name and Amount. Items include LaunchCode Tampa, United Way of Florida, Recovery through Work Training Center, etc.

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2198A shall be allocated as follows:

Table with 2 columns: Program Name, Amount. Includes LaunchCode Tampa - Technology Job Training and Placement (1,000,000), United Way of Florida (Tax Preparation Assistance) (600,000), Recovery through Work Training Center (250,000), Economic Development Commission of Florida's Space Coast (520,000), Leon Works Expo and Junior Apprenticeship Program (100,000), City of Riviera Beach Summer Youth Employment Program (1,000,000), JARC Community Works (Empowerment through Employment) (180,000), Florida Association for Centers of Independent Living-Hospitality Demonstration Project (151,109), Apprenticeship Tampa Bay (500,000), Pepin Academies Support Services - Center for Unique Abilities (850,000), HANDY-Helping Abused Neglected Disadvantaged Youth, Inc. (100,000), Big Brothers and Big Sisters School to Work Mentoring Program (250,000), National Cyber Partnership - Cyber Training for Veterans (749,500), Mye-Voice Mentoring Program, Orlando (43,000), HART Hyperlink- Downtown Tampa Zone (500,000), Urban Community Redevelopment Jobs & Opportunity Initiative (100,000), Elements of Green Incubator Program (200,000).

From the funds in Specific Appropriation 2198A, \$60,000 in nonrecurring general revenue is provided to IDignity for the purpose of assisting United States legal residents in obtaining legal identification including, but not limited to, birth certificates, Florida identification cards, Florida driver licenses, and social security cards.

From the funds in Specific Appropriation 2198A, \$750,000 in nonrecurring general revenue is provided for the Home Builders Institute (HBI)-Building Careers for Veterans.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2198A.

Careersource Florida 40200600

In Section 06 On Page 298

2219 Special Categories 109072 Quick Response Training IOEB

2041 State Economic Enhancement And Development Trust Fund 15,000,000 14,800,000 CA -200,000 FSI1NR -200,000

Senators Campbell and Garcia offered the following amendment which was moved by Senator Garcia and adopted:

Amendment 26 (995130)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Strategic Business Development Strategic Business Development 40400100

In Section 06 On Page 305

2226K Special Categories 100562 Economic Development Projects IOEA

2041 State Economic Enhancement And Development Trust Fund 30,400,000 30,350,000 CA -50,000 FSI1NR -50,000

DELETE:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2226K shall be allocated as follows:

Table with 2 columns: Program Name, Amount. Includes St. Petersburg Tech Garage Program (400,000).

Table with 2 columns: Program Name, Amount. Includes Science Center Advanced Manufacturing Institute (500,000), Makerspace (1,000,000), North Bay Village Boardwalk and Economic Revitalization (200,000), CEDIA Violence Prevention & Economic Development Project (600,000), StartUp FIU (1,250,000), Beaver Street Enterprise Center (400,000), Tampa Bay Center for Innovation (3,000,000), FloridaMakes (400,000), Naples Accelerator Innovation Center and Immokalee Food & Agribusiness (2,800,000), Florida Atlantic University Tech Runway (3,000,000), Deering Estate Field Station Research Center Improvements (1,000,000), BRIDG (ICAMR) Purchase and Install Tools-Sensor Project (6,000,000), MOB-WOB Technology and Innovation Startup Initiative (650,000), National Entrepreneur Center, UCF Research Foundation (400,000), Florida - Israel Business Accelerator (750,000), The e-Factory in Tampa Bay (1,500,000), Bonifay Memorial Park, Phase II (491,000), eMerge Americas (750,000), Armed Forces History Museum Artifacts, National Guard (1,500,000), Autonomous Vehicle Deployment Initiative (250,000), World Rowing Championship Benderson Park Temporary Facilities (2,500,000), Economic Development South Dade (100,000), Riverside Artist Market Phase II (809,000), STEAM, Pre-College Initiative (PCI) (100,000), Community Financial Literacy (50,000).

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2226K.

AND INSERT:

The nonrecurring State Enhancement and Economic Development Trust Funds provided in Specific Appropriation 2226K shall be allocated as follows:

Table with 2 columns: Program Name, Amount. Includes St. Petersburg Tech Garage Program (400,000), Science Center Advanced Manufacturing Institute (500,000), Makerspace (1,000,000), North Bay Village Boardwalk and Economic Revitalization (200,000), CEDIA Violence Prevention & Economic Development Project (550,000), StartUp FIU (1,250,000), Beaver Street Enterprise Center (400,000), Tampa Bay Center for Innovation (3,000,000), FloridaMakes (400,000), Naples Accelerator Innovation Center and Immokalee Food & Agribusiness (2,800,000), Florida Atlantic University Tech Runway (3,000,000), Deering Estate Field Station Research Center Improvements (1,000,000), BRIDG (ICAMR) Purchase and Install Tools-Sensor Project (6,000,000), MOB-WOB Technology and Innovation Startup Initiative (650,000), National Entrepreneur Center, UCF Research Foundation (400,000), Florida - Israel Business Accelerator (750,000), The e-Factory in Tampa Bay (1,500,000), Bonifay Memorial Park, Phase II (491,000), eMerge Americas (750,000), Armed Forces History Museum Artifacts, National Guard (1,500,000), Autonomous Vehicle Deployment Initiative (250,000), World Rowing Championship Benderson Park Temporary Facilities (2,500,000), Economic Development South Dade (100,000), Riverside Artist Market Phase II (809,000), STEM, Pre-College Initiative (PCI) (100,000), Community Financial Literacy (50,000).

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2226K.

Program: Community Development Housing And Community Development 40300200

In Section 06 On Page 300

2224M Special Categories 100931 Grants And Aids - Housing And Community Development Projects IOEB

2041 State Economic Enhancement And 27,569,569 27,619,569

Development Trust Fund
CA 50,000 FSI1NR 50,000

DELETE:

A portion of the nonrecurring funds provided in Specific Appropriation 2224M from the State Enhancement and Economic Development Trust Fund shall be allocated as follows:

City of Pahokee Marina Improvement.....	1,200,000
City of Clearwater Ruth Eckerd Hall Expansion.....	1,000,000
Marine Statue Garden Feasibility Study.....	150,000
Lealman Community and Recreation Center in Pinellas County..	2,000,000
City of Port St. Lucie Riverwalk/Boardwalk Extension.....	600,000
City of Zolfo Springs Civic Center and Town Hall Rehabilitation.....	313,166
Apollo School Rehabilitation and Site Improvement.....	100,000
Camp Matecumbe, Pedro Pan Restoration of Historic Chapel....	275,000
Fort Myers Gulf Coast Multi-Use Trail Feasibility Study.....	1,900,000
Centennial Park Playground Equipment Replacement, Downtown Fort Myers.....	228,000
Sirenia Vista Park Utilities Extension Project.....	125,000
Madeira Beach Lighting Project.....	200,000
Beyond the Bay, The Florida Orchestra.....	950,000
Safety and Security for the Tampa Bay Jewish Community.....	92,000
City of Milton - Riverwalk/Boardwalk Expansion.....	1,000,000
General Bernardo de Galvez Monument.....	50,000
Sunny Isles Beach 'Complete Streets' Project.....	250,000
African Cultural And Community Center.....	212,000
Rapid Rehousing Program.....	500,000
Mel Fisher Maritime Heritage Society.....	475,000
Relocation of Historic Gulfview Hotel.....	300,000
Freeport Cultural Center.....	250,000
Circus Art Conservatory, Life Safety and ADA Compliance....	1,000,000
Florida African American Heritage Preservation Network.....	450,000
Old City Hall Community Auditorium Economic Development Project.....	550,000
Smith Brown Community Center in DeSoto County.....	150,000
New Smyrna Beach Museum of East Coast Surfing (NSBMECS)....	100,000
Hotel Ponce de Leon/Molly Wiley Art Building Restoration....	1,000,000
Countryside Sports Complex, City of Clearwater.....	1,000,000
Sunshine Limitless Activity Area at the Long Center.....	500,000
Tarpon Springs HOPE Center.....	200,000
Palm Bay - Restoring a Historic Pier & Shoreline.....	250,000
City of Apalachicola Youth Center Roof System Project.....	40,000
City of Jennings, Florida Community Center.....	673,920
Town of White Springs, Florida Community Center.....	500,000
Palm Beach Zoo and Conservation Society, Safety and Preparedness Program.....	400,000
CreationStation Digital Learning Labs in the Palm Beach County Library System.....	250,000
Post Office Renovation to Recreation Community, Oviedo.....	575,000
The Deerfield Beach African American Memorial Park.....	604,502
Highland Park Field Lights.....	500,000
Tampa Hillsborough Community Housing Solutions Center.....	1,000,000
PARC-Early Intervention Care Transportation.....	150,000
Special Needs Accessible Baseball Fields.....	250,000
Clearwater Marine Aquarium Dolphin Pool Construction.....	1,000,000
NeighborWorks Florida Collaborative.....	500,000
Marjory Stoneman Douglas Biscayne Nature Center.....	200,000
Miami Downtown Development Authority-Baywalk.....	350,000
Aventura-NE 191st Street Stormwater Retrofits.....	355,981
Bal Harbor Village-Utility Master Plan.....	425,000
Pinellas Park, Pinebrook Estates Pond Improvements.....	325,000
Cuban Club Structural Stabilization, Ybor City.....	100,000

From the funds in Specific Appropriation 2224M \$1,000,000 in nonrecurring funds from the State Enhancement and Economic Development Trust Funds, is provided for the Regional Multi-Use Athletic Tournament Complex in the city of Stuart. No funds may be expended on astroturf for the improvements funded in this Specific Appropriation.

From the nonrecurring funds in Specific Appropriation 2224M, the total of \$450,000 provided to the Florida African American Heritage Preservation Network (FAAHPN) \$400,000 shall used as follows: (a) seventy percent for grants to its affiliate organizations for technology and equipment acquisitions, content and exhibit development,

preservation of documents and artifacts, or other eligible expenses as determined by the FAAHPN; (b) fifteen percent for activities that serve affiliates, including, but to limited to, informational and technical assistance, professional development, marketing and promotions, regional or statewide conferences, or other activities that benefit the organization or its affiliates; and (c) fifteen percent for administrative costs. The FAAHPN shall submit an annual report of expenditures, including grant funds disbursed, to the Department of State in a format approved by the department. No affiliate organization may be awarded more than five percent of the total amount of grants awarded pursuant to this appropriation. From these funds, \$50,000 is to be utilized for the James Weldon Johnson and Rosamond Johnson Birthplace Project.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2224M.

AND INSERT:

A portion of the nonrecurring funds provided in Specific Appropriation 2224M from the State Enhancement and Economic Development Trust Fund shall be allocated as follows:

City of Pahokee Marina Improvement.....	1,200,000
City of Clearwater Ruth Eckerd Hall Expansion.....	1,000,000
Marine Statue Garden Feasibility Study.....	150,000
Lealman Community and Recreation Center in Pinellas County..	2,000,000
City of Port St. Lucie Riverwalk/Boardwalk Extension.....	600,000
City of Zolfo Springs Civic Center and Town Hall Rehabilitation.....	313,166
Apollo School Rehabilitation and Site Improvement.....	100,000
Camp Matecumbe, Pedro Pan Restoration of Historic Chapel....	275,000
Fort Myers Gulf Coast Multi-Use Trail Feasibility Study.....	1,900,000
Centennial Park Playground Equipment Replacement, Downtown Fort Myers.....	228,000
Sirenia Vista Park Utilities Extension Project.....	125,000
Madeira Beach Lighting Project.....	200,000
Beyond the Bay, The Florida Orchestra.....	950,000
Safety and Security for the Tampa Bay Jewish Community.....	92,000
City of Milton - Riverwalk/Boardwalk Expansion.....	1,000,000
General Bernardo de Galvez Monument.....	50,000
Sunny Isles Beach 'Complete Streets' Project.....	250,000
African Cultural And Community Center.....	212,000
Rapid Rehousing Program.....	500,000
Mel Fisher Maritime Heritage Society.....	475,000
Relocation of Historic Gulfview Hotel.....	300,000
Freeport Cultural Center.....	250,000
Circus Art Conservatory, Life Safety and ADA Compliance....	1,000,000
Florida African American Heritage Preservation Network.....	450,000
Old City Hall Community Auditorium Economic Development Project.....	550,000
Smith Brown Community Center in DeSoto County.....	150,000
New Smyrna Beach Museum of East Coast Surfing (NSBMECS)....	100,000
Hotel Ponce de Leon/Molly Wiley Art Building Restoration....	1,000,000
Countryside Sports Complex, City of Clearwater.....	1,000,000
Sunshine Limitless Activity Area at the Long Center.....	500,000
Tarpon Springs HOPE Center.....	200,000
Palm Bay - Restoring a Historic Pier & Shoreline.....	250,000
City of Apalachicola Youth Center Roof System Project.....	40,000
City of Jennings, Florida Community Center.....	673,920
Town of White Springs, Florida Community Center.....	500,000
Palm Beach Zoo and Conservation Society, Safety and Preparedness Program.....	400,000
CreationStation Digital Learning Labs in the Palm Beach County Library System.....	250,000
Post Office Renovation to Recreation Community, Oviedo.....	575,000
The Deerfield Beach African American Memorial Park.....	604,502
Highland Park Field Lights.....	500,000
Tampa Hillsborough Community Housing Solutions Center.....	1,000,000
PARC-Early Intervention Care Transportation.....	150,000
Special Needs Accessible Baseball Fields.....	250,000
Clearwater Marine Aquarium Dolphin Pool Construction.....	1,000,000
NeighborWorks Florida Collaborative.....	500,000
Marjory Stoneman Douglas Biscayne Nature Center.....	200,000
Miami Downtown Development Authority-Baywalk.....	350,000
Aventura-NE 191st Street Stormwater Retrofits.....	355,981
Bal Harbor Village-Utility Master Plan.....	425,000

Pinellas Park, Pinebrook Estates Pond Improvements.....	325,000
Cuban Club Structural Stabilization, Ybor City.....	100,000
Golden Beach Street Lighting, Miami-Dade County.....	50,000

From the funds in Specific Appropriation 2224M \$1,000,000 in nonrecurring funds from the State Enhancement and Economic Development Trust Funds, is provided for the Regional Multi-Use Athletic Tournament Complex in the city of Stuart. No funds may be expended on astroturf for the improvements funded in this Specific Appropriation.

From the nonrecurring funds in Specific Appropriation 2224M, the total of \$450,000 provided to the Florida African American Heritage Preservation Network (FAAHPN) \$400,000 shall be used as follows: (a) seventy percent for grants to its affiliate organizations for technology and equipment acquisitions, content and exhibit development, preservation of documents and artifacts, or other eligible expenses as determined by the FAAHPN; (b) fifteen percent for activities that serve affiliates, including, but not limited to, informational and technical assistance, professional development, marketing and promotions, regional or statewide conferences, or other activities that benefit the organization or its affiliates; and (c) fifteen percent for administrative costs. The FAAHPN shall submit an annual report of expenditures, including grant funds disbursed, to the Department of State in a format approved by the department. No affiliate organization may be awarded more than five percent of the total amount of grants awarded pursuant to this appropriation. From these funds, \$50,000 is to be utilized for the James Weldon Johnson and Rosamond Johnson Birthplace Project.

The Department of Economic Opportunity shall directly contract with entities allocated funds from Specific Appropriation 2224M.

Senator Benacquisto moved the following amendment which was adopted:

Amendment 27 (995154)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Historical Resources Historical Resources Preservation And Exhibition 45200700		
In Section 06 On Page 388		
3112A Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Special Categories - Acquisition, Restoration Of Historic Properties IOEM	140020	

DELETE:

From the funds in Specific Appropriation 3112A, \$9,124,139 of nonrecurring general revenue funds is provided for the 2017-2018 Special Categories Grants ranked list, as provided on the Department of State website.

From the funds in Specific Appropriation 3112A, \$350,000 of nonrecurring general revenue funds is provided for the Happy Workers Learning Center Rehabilitation/Restoration in Pinellas County.

For the next Fixed Capital Outlay - Acquisition, Restoration of Historic Properties Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a Rural Area of Opportunity (RAO), as defined in section 288.0656, Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

AND INSERT:

From the funds in Specific Appropriation 3112A, \$9,034,704 of nonrecurring general revenue funds is provided for the 2017-2018 Special Categories Grants ranked list, as provided on the Department of State website.

From the funds in Specific Appropriation 3112A, \$350,000 of

nonrecurring general revenue funds is provided for the Happy Workers Learning Center Rehabilitation/Restoration in Pinellas County.

From the funds in Specific Appropriation 3112A, \$89,435 in nonrecurring general revenue funds is provided for the repairs to the Port Boca Lighthouse.

For the next Fixed Capital Outlay - Acquisition, Restoration of Historic Properties Grant List application submission period, the list will be separated into two lists. The first list will include all projects that are in a Rural Area of Opportunity (RAO), as defined in section 288.0656, Florida Statutes. The second list will include all projects in non-RAOs. The ranking process will continue to be the same for both lists.

Senator Brandes moved the following amendment which was adopted:

Amendment 28 (995131)—

	DELETE	INSERT
STATE, DEPARTMENT OF Program: Library And Information Services Library, Archives And Information Services 45400100		
In Section 06 On Page 389		
3127 Aid To Local Governments 050792 Grants And Aids - Library Grants IOEB		

DELETE:

From the funds in Specific Appropriation 3127, \$7,802,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio. Eligible uses of grant funds include: expanding services for learning and access to information and educational resources for individuals of all ages; developing library services that provide all users access to information through local, state, regional, national, and international electronic networks; creating centers for simulations and audio/video recording; providing centers for homeschooling, small business conference and training rooms, and creating partnerships with CareerSource Florida, Inc., the Regional Workforce Boards, the Small Business Development Center, and other entities to provide small business guidance and assistance with new and emerging business issues. The department may grant funds to entities meeting these eligibility requirements in an amount up to \$500,000 per entity annually.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan Expansion in Broward County.

AND INSERT:

From the funds in Specific Appropriation 3127, \$7,702,951 in nonrecurring general revenue is provided to the department for the Library Technology Grant Program. The Department of State shall create a matching grant program for public libraries to apply for funding based on a 1:1 matching ratio. Eligible uses of grant funds include: expanding services for learning and access to information and educational resources for individuals of all ages; developing library services that provide all users access to information through local, state, regional, national, and international electronic networks; creating centers for simulations and audio/video recording; providing centers for homeschooling, small business conference and training rooms, and creating partnerships with CareerSource Florida, Inc., the Regional Workforce Boards, the Small Business Development Center, and other entities to provide small business guidance and assistance with new and emerging business issues. The department may grant funds to entities meeting these eligibility requirements in an amount up to \$500,000 per entity annually.

From the funds in Specific Appropriation 3127, \$100,000 of nonrecurring funds is provided for the Parkland Library Master Plan

Expansion in Broward County.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Bradley moved the following amendments which were adopted:

Amendment 42 (995162)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 263
1879 Fixed Capital Outlay 088849
Preliminary Engineering Consultants IOEK

At the end of existing proviso language, following Specific Appropriation 1879, INSERT:

From the nonrecurring funds in Specific Appropriation 1879, \$1,000,000 is provided for the preliminary engineering and design of a perishable air cargo complex located at the Airglades Airport in Hendry County.

Amendment 43 (995165)—

DELETE INSERT

TRANSPORTATION, DEPARTMENT OF
Transportation Systems Development
Program: Transportation Systems
Development 55100100

In Section 05 On Page 263
1879 Fixed Capital Outlay 088849
Preliminary Engineering Consultants IOEK

At the end of existing proviso language, following Specific Appropriation 1879, INSERT:

From the nonrecurring funds in Specific Appropriation 1879, \$1,000,000 is provided for the preliminary engineering and design for future developments of an inland port in the City of South Bay (South Bay Park of Commerce).

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Montford moved the following amendment which was adopted:

Amendment 44 (995169)—

DELETE INSERT

ECONOMIC OPPORTUNITY, DEPARTMENT OF
Program: Community Development
Florida Housing Finance Corporation 40300600

In Section 06 On Page 303
2226 Special Categories 105045
Grants And Aids - Housing Finance
Corporation (Hfc) - State Housing
Initiatives Partnership (Ship) Program IOED

DELETE:

From the funds in Specific Appropriation 2226, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a new local housing assistance plan strategy

for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

From the funds in Specific Appropriation 2226, \$5,200,000 shall be used to provide services to homeless persons. Of the funds provided, \$5,000,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and \$200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance continuums of care.

From the funds in Specific Appropriation 2226, local governments may create regional partnerships across jurisdictional boundaries through the pooling of appropriated funds to address homeless housing needs identified in local housing assistance plans.

From the funds provided in Specific Appropriation 2226, \$500,000 shall be used for training and technical assistance provided through an Affordable Housing Catalyst Program created by section 420.531, Florida Statutes. The Florida Housing Finance Corporation shall directly contract with the entity that meets all of the requirements of section 420.531, Florida Statutes, to provide the training and technical assistance.

From the nonrecurring funds in Specific Appropriation 2226, \$75,000 is allocated to Florida Supportive Housing Coalition to provide supportive housing training to organizations responsible for implementing supportive housing to persons with special needs or who are homeless. Training must be provided by persons experienced in the development, management, and delivery of the housing support services and includes, but is not limited to, identifying community resources to affordable housing, assessing resident needs, coordinating care across multiple care systems, developing and managing supportive housing and measuring performance.

AND INSERT:

From the funds in Specific Appropriation 2226, each local government must use a minimum of 20 percent of its allocation to serve persons with special needs as defined in section 420.0004, Florida Statutes. Before this portion of the allocation is released by the Florida Housing Finance Corporation (FHFC), a local government must certify that it will meet this requirement through existing approved strategies in the local assistance plan or submit a new local housing assistance plan strategy for this purpose to the FHFC for approval to ensure that it meets these specifications. The first priority of these special needs funds must be to serve persons with developmental disabilities as defined in section 393.063, Florida Statutes, with an emphasis on home modifications, including technological enhancements and devices, which will allow homeowners to remain independent in their own homes and maintain their homeownership.

From the funds in Specific Appropriation 2226, \$5,200,000 shall be used to provide services to homeless persons. Of the funds provided, \$5,000,000 shall be transferred to the Department of Children and Families to implement the provisions of section 420.622, Florida Statutes, and \$200,000 shall be used by the Department of Economic Opportunity to provide training and technical assistance regarding affordable housing to designated lead agencies of homeless assistance continuums of care.

From the funds in Specific Appropriation 2226, local governments may create regional partnerships across jurisdictional boundaries through the pooling of appropriated funds to address homeless housing needs identified in local housing assistance plans.

From the funds provided in Specific Appropriation 2226, \$500,000 shall be used for training and technical assistance provided through an Affordable Housing Catalyst Program created by section 420.531, Florida Statutes. The Florida Housing Finance Corporation shall directly contract with an entity that meets all of the requirements of section

420.531, Florida Statutes, to provide the training and technical assistance.

From the nonrecurring funds in Specific Appropriation 2226, \$75,000 is allocated to Florida Supportive Housing Coalition to provide supportive housing training to organizations responsible for implementing supportive housing to persons with special needs or who are homeless.

Senator Braynon moved the following amendment which was adopted:

Amendment 29 (995129)—

Table with columns for DELETED and INSERTED amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (1356A), and Grants And Aids To Local Governments (1606A).

Following Specific Appropriation 1606A, INSERT:

Miami-Dade Water Main Extension..... 500,000

Senators Grimsley and Bradley offered the following amendment which was moved by Senator Grimsley and adopted:

Amendment 30 (995147)—

Table with columns for DELETED and INSERTED amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (1356A), and Agricultural Products Marketing (57030000).

In Section 06 On Page 291
Special Categories 102380
Paid Advertising And Promotion IOEA

Table with columns for General Revenue Fund and CA amounts. Includes row for General Revenue Fund (2,737,000) and CA (2,263,000).

Senator Bradley moved the following amendments which were adopted:

Amendment 31 (995139)—

Table with columns for DELETED and INSERTED amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (1356A), and Grants And Aids To Local Governments (1606A).

Amendment 32 (995140)—

Table with columns for DELETED and INSERTED amounts. Includes rows for Agricultural Water Policy Coordination (42010200), Fixed Capital Outlay (1356A), and Grants And Aids To Local Governments (1606A).

Following Specific Appropriation 1606A, INSERT:

Sewall's Point Mandalay & Marguerita Stormwater Improvements 100,000

Senator Farmer moved the following amendment which failed:

Amendment 33 (995137)—

	DELETE	INSERT
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE Program: Agricultural Economic Development Fruits And Vegetables Inspection And Enforcement 42170100		
In Section 05 On Page 211		
1434A Lump Sum 095002		
Payments Of Judgement IOEA		
1000 General Revenue Fund		99,996,844
CA 99,996,844 FSIINR 99,996,844		

AND INSERT:

From the funds in Specific Appropriation 1434A, \$99,996,844 in nonrecurring funds from the General Revenue Fund is appropriated to the Department of Agriculture and Consumer Services to make full and final payment of all amounts due on all judgements, including interest thereon, rendered against the department relating to class action suits regarding the citrus canker eradication program in Broward, Palm Beach, Lee and Orange counties.

ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 232		
1606A Grants And Aids To Local Governments And 140047		
Nonstate Entities - Fixed Capital Outlay		
Grants And Aids - Water Projects IOEM		
1000 General Revenue Fund	71,046,187	0
CA -71,046,187 FSIINR -71,046,187		
FISH AND WILDLIFE CONSERVATION COMMISSION Program: Habitat And Species Conservation Habitat And Species Conservation 77350200		
In Section 05 On Page 253		
1801 Special Categories 102334		
Control Of Invasive Exotics IOEA		
1000 General Revenue Fund	28,989,645	38,988
CA -28,950,657 FSIINR -28,950,657		

Senator Bradley moved the following amendment which was adopted:

Amendment 34 (995127)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 231		
1603A Fixed Capital Outlay 080185		
St. Johns River And Keystone Heights Lake Region Projects IOEJ		

Immediately following Specific Appropriation 1603A, DELETE:

Funds in Specific Appropriation 1603A are provided to the Department of Environmental Protection to be transferred to the St. Johns River Water

Management District for St. Johns River and/or Keystone Heights Lake Region restoration, public access and recreation projects.

Immediately following Specific Appropriation 1603A, INSERT:

Funds in Specific Appropriation 1603A are provided to the St. Johns River Water Management District for St. Johns River and/or Keystone Heights Lake Region restoration, public access and recreation projects.

Senator Hutson moved the following amendment which was adopted:

Amendment 35 (995136)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 232		
1606A Grants And Aids To Local Governments And 140047		
Nonstate Entities - Fixed Capital Outlay		
Grants And Aids - Water Projects IOEM		

Following Specific Appropriation 1606A, DELETE:

South Daytona Septic to Sewer Project..... 500,000

Following Specific Appropriation 1606A, INSERT:

Ormond Beach Sanitary Sewer System Rehabilitation..... 50,000
South Daytona Septic to Sewer Project..... 450,000

Senator Montford moved the following amendment which was adopted:

Amendment 36 (995143)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Restoration Assistance Water Restoration Assistance 37220100		
In Section 05 On Page 235		
1610 Grants And Aids To Local Governments And 140129		
Nonstate Entities - Fixed Capital Outlay		
Drinking Water Facility Construction - State Revolving Loan IOEM		

Following Specific Appropriation 1610, INSERT:

Funds in Specific Appropriations 1610, 1611, and 1614 are provided from the named funds to the Department of Environmental Protection to fund the Drinking Water and Wastewater Treatment Facility Construction State Revolving Loan Programs and the Small Community Sewer Construction Assistance Program developed pursuant to provisions of sections 403.8532, 403.1835, and 403.1838, Florida Statutes. Those appropriations used by the department for grants and aids may be advanced in part or in total.

Senators Grimsley and Bradley offered the following amendment which was moved by Senator Grimsley and adopted:

Amendment 37 (995142)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Waste Management Waste Management 37450300		
In Section 05 On Page 241		
1673 Fixed Capital Outlay 087889		
Petroleum Tanks Cleanup IOEJ		
2212 Inland Protection Trust Fund	110,000,000	125,000,000

CA 15,000,000 FSI1NR 15,000,000

FISH AND WILDLIFE CONSERVATION COMMISSION
Program: Habitat And Species Conservation
Habitat And Species Conservation 77350200

In Section 05 On Page 254

1810 Special Categories 109940

Contract And Grant Reimbursed Activities IOEA

2261 Federal Grants Trust Fund 14,138,315 4,138,315
CA -10,000,000 FSI3NR -10,000,000

Program: Research
Fish And Wildlife Research Institute 77650200

In Section 05 On Page 259

1853 Special Categories 109940

Contract And Grant Reimbursed Activities IOEA

2261 Federal Grants Trust Fund 6,757,199 1,757,199
CA -5,000,000 FSI3NR -5,000,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Passidomo moved the following amendment which was adopted:

Amendment 45 (995172)—

DELETE INSERT

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Agricultural Economic
Development
Food, Nutrition And Wellness 42170700

In Section 05 On Page 220

1496A Special Categories 100459

Harry Chapin Food Bank of Southwest
Florida IOEB

1000 General Revenue Fund 541,000
CA 541,000 FSI1NR 541,000

Program: Office Of The Commissioner And
Administration
Agricultural Water Policy Coordination 42010200

In Section 05 On Page 206

1356A Fixed Capital Outlay 083621

Okeechobee Restoration Agricultural
Projects IOEJ

1000 General Revenue Fund 10,600,500 10,059,500
CA -541,000 FSI1NR -541,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment which was adopted:

Amendment 46 (995170)—

DELETE INSERT

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Office Of The Commissioner And
Administration
Agricultural Water Policy Coordination 42010200

In Section 05 On Page 206

1356A Fixed Capital Outlay 083621
Okeechobee Restoration Agricultural
Projects IOEJ

1000 General Revenue Fund 10,600,500 9,504,000
CA -1,096,500 FSI1NR -1,096,500

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: Water Restoration Assistance
Water Restoration Assistance 37220100

In Section 05 On Page 231

1603A Fixed Capital Outlay 080185
St. Johns River And Keystone Heights Lake
Region Projects IOEJ

1000 General Revenue Fund 1,096,500
CA 1,096,500 FSI1NR 1,096,500

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was deferred:

Amendment 47 (995171)—

DELETE INSERT

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: State Lands
Land Administration And Management 37100400

In Section 05 On Page 225

1552 Fixed Capital Outlay 084108
Land Acquisition, Environmentally
Endangered, Unique/ Irreplaceable Lands,
Statewide IOEJ

At the end of existing proviso language, following Specific
Appropriation 1552, INSERT:

Funds in Specific Appropriation 1552 may be provided for alternative
water supply projects within the Central Florida Water Initiative.

The question recurred on **Amendment 25 (995132)** which was
withdrawn.

The question recurred on **Amendment 47 (995171)** which was
adopted.

On motion by Senator Latvala, by two-thirds vote, **SB 2500**, as
amended, was read the third time by title, passed, ordered engrossed,
and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

SB 2502—A bill to be entitled An act implementing the 2017-2018
General Appropriations Act; providing legislative intent; incorporating
by reference certain calculations of the Florida Education Finance

Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; revising the date by which the Board of Governors must submit its annual accountability report for the 2017-2018 fiscal year; amending s. 1011.62, F.S.; revising the minimum amount of funding for the Florida Digital Classrooms Allocation for the 2017-2018 fiscal year; authorizing a school district to use a portion of its allocation towards specified expenses if certain conditions are met; amending s. 1004.345, F.S.; extending the date by which the Florida Polytechnic University must meet certain criteria established by the Board of Governors; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; providing an exception from cost per student station limitations for the Dixie County Middle/High School special facility project; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program based upon a specified model, methodology, and framework; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; amending s. 393.0662, F.S.; requiring the Agency for Persons with Disabilities to contract for an independent consultant to study and make recommendations on certain aspects of the home and community-based services Medicaid waiver program; requiring the agency to submit the independent consultant's recommendations to the Governor and the Legislature by a specified date; requiring the Agency for Persons with Disabilities to contract with an independent consultant to conduct a study of transportation disadvantaged services; creating the Task Force on Transportation Disadvantaged Services; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; amending s. 296.37, F.S.; extending for 1 fiscal year the requirement that certain residents of a veterans' nursing home contribute to their maintenance and support; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to specialty hospitals for children as set forth in the General Appropriations Act; amending s. 893.055, F.S.; extending for 1 fiscal year the authority of the Department of Health to use certain funds for the administration of the prescription drug monitoring program; prohibiting the use of funds received from a settlement agreement to administer the program; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; extending for 1 fiscal year the authority for a municipality to expend funds from its special law enforcement trust fund to reimburse its general fund for certain moneys advanced from the general fund; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring

the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2017-2018 fiscal year; requiring the Justice Administrative Commission to provide funds to the clerks of the circuit court for specified uses related to juries; providing procedures for clerks of the circuit court to receive such funds; providing an apportionment methodology if funds are estimated to be insufficient to pay all amounts requested; requiring the clerks of the circuit court to pay amounts in excess of appropriated amounts; creating the Florida Criminal Justice Reform Task Force; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Legislature by a specified date; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocur certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; amending s. 282.709, F.S.; revising the composition of the Joint Task Force on State Agency Law Enforcement Communications; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing services between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer certain funds between agencies in order to allocate a reduction relating to SUNCOM Network services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resource management services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 259.105, F.S.; revising provisions governing the distribution of certain proceeds from cash payments or bonds issued pursuant to the Florida Forever Act; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 206.9935, F.S.; exempting specified revenues from the calculation of the unobligated balance of the Water Quality Assurance Trust Fund for the 2017-2018 fiscal year; amending s. 403.7095, F.S.; extending for 1 fiscal year a requirement that the Department of Environmental Protection award a certain sum of grant funds for specified solid waste management programs to counties that meet certain criteria; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department"; requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture current or newly redesigned license plates; requiring that the price for such contract be

the same as in the previous fiscal year; creating a law enforcement workgroup within the Department of Highway Safety and Motor Vehicles; specifying the composition of the workgroup; authorizing reimbursement for per diem and travel expenses; prescribing duties of the workgroup; requiring the Department of Highway Safety and Motor Vehicles to provide administrative support and contract with the University of South Florida's Center for Urban Transportation Research; requiring the workgroup chair to submit recommendations to the Governor and the Legislature by a specified date; providing for termination of the workgroup; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for applicants to the grant program; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for project grants and a plan for promotion of the grant program; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; amending s. 341.302, F.S.; specifying duties and responsibilities for the Department of Transportation in its administration of the rail program for the 2017-2018 fiscal year; amending s. 420.9072, F.S.; extending for 1 fiscal year provisions authorizing each county and eligible municipality to use its portion of the local housing distribution under the State Housing Initiatives Partnership Program for certain purposes; amending s. 420.5087, F.S.; extending for 1 fiscal year certain provisions specifying the reservation of funds for the tenant groups within each notice of fund availability with respect to the State Apartment Incentive Loan Program; revising the funding amount for loans to construct workforce housing as issued in a notice of funds availability by the Florida Housing Finance Corporation; creating a workgroup on affordable housing assigned to the Florida Housing Finance Corporation; specifying the composition of the workgroup; requiring the Florida Housing Finance Corporation to provide administrative and staff support; authorizing reimbursement for per diem and travel expenses for workgroup members; requiring the workgroup to develop recommendations regarding the state's affordable housing needs; requiring submission of a report to the Governor and the Legislature by a specified date; providing for termination of the workgroup; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2017-2018 fiscal year; requiring the department to assign a patrol officer to a Cabinet member under certain circumstances; requiring the Department of State to direct the State Library Council, the Florida Historical Commission, and the Florida Council on Arts and Culture to sort applications received from counties for ranking and funding purposes for the 2017-2018 fiscal year; prescribing procedures; amending s. 288.1201, F.S.; requiring the Department of Economic Opportunity to retain state funds for specified programs in the State Economic Enhancement and Development Trust Fund until certain conditions are met; requiring the department to return to the State Treasury unexpended funds from the Quick Action Closing Fund which are held by certain entities; requiring the department to comply by a certain date; requiring the department to provide notification of compliance to the Governor and the Legislature by a certain date; amending s. 311.07, F.S.; waiving certain requirements regarding matching funds and project eligibility for projects funded through the Florida Seaport Transportation and Economic Development Program; amending s. 339.135, F.S.; providing legislative intent regarding the Department of Transportation's work program; requiring the Department of Transportation to submit certain documents to the Legislative Budget Commission with its work program amendment; amending s. 216.292, F.S.; specifying that the required review of certain transfers of appropriations ensure compliance with ch. 216, F.S., and are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; providing for the future expiration and reversion of statutory text; providing a legislative declaration that the issuance of new debt is in the best interest of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for

state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; amending s. 110.12315, F.S.; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan under the state employees' prescription drug program; providing for the future expiration and reversion of statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was read the second time by title.

Senators Garcia and Lee offered the following amendment which was moved by Senator Garcia and adopted:

Amendment 1 (506556) (with title amendment)—Between lines 547 and 548 insert:

Section 12. *In order to implement Specific Appropriations 198, 203, and 207 of the 2017-2018 General Appropriations Act and consistent with s. 409.017, Florida Statutes, and subject to federal authorization and the availability of intergovernmental transfer (IGT) funds, the Agency for Health Care Administration is authorized to make Medicaid payments to qualifying Florida cancer hospitals that meet the criteria in 42 U.S.C. s. 1395ww(d)(1)(B)(v) on a cost basis. Once federal approval is granted and IGT funds are available, the agency is authorized to submit budget amendments requesting the authority for this funding and the release of funds pursuant to the provisions of chapter 216, Florida Statutes. Any release of the funds shall include a plan for how the funds will be dispersed for the purposes specified in this section. This section expires July 1, 2018.*

And the title is amended as follows:

Between lines 37 and 38 insert: authorizing the Agency for Health Care Administration to make Medicaid payments to qualifying Florida cancer hospitals if certain conditions are met; authorizing the agency to submit budget amendments regarding the authority for the funding and the release of such funds; requiring the inclusion of a plan for any release of such funds;

Senator Bradley moved the following amendment which was adopted:

Amendment 2 (597464) (with title amendment)—Delete line 1449 and insert:

(3) *In addition, the department shall transfer from the Land Acquisition Trust Fund to land acquisition trust funds within the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission amounts equal to the difference between the amounts appropriated in chapter 2016-66, Laws of Florida, to the department's Land Acquisition Trust Fund and the other land acquisition trust funds, and the amounts actually transferred between those trust funds during the 2016-2017 fiscal year.*

(4) *This section expires July 1, 2018.*

And the title is amended as follows:

Delete line 209 and insert: specifying a limit on distributions; requiring the Department of Environmental Protection to make transfers to land acquisition trust funds; specifying the method of determining transfer amounts; requiring the

Senator Brandes moved the following amendments which were adopted:

Amendment 3 (538774) (with title amendment)—Delete lines 1509-1563 and insert:

Section 47. *In order to implement Specific Appropriation 1869 of the 2017-2018 General Appropriations Act, section 316.0898, Florida Statutes, is created to read:*

316.0898 *Florida Smart City Challenge grant program.—*

(1) *The Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, shall develop the Florida Smart City Challenge grant program and shall establish grant award requirements for municipalities or regions for the purpose of receiving grant awards. Grant applicants must demonstrate and document the adoption of emerging technologies and their impact on the transportation system and must address at least the following focus areas:*

- (a) *Autonomous vehicles.*
 - (b) *Connected vehicles.*
 - (c) *Sensor-based infrastructure.*
 - (d) *Collecting and using data.*
 - (e) *Electric vehicles, including charging stations.*
 - (f) *Developing strategic models and partnerships.*
- (2) *The goals of the grant program include, but are not limited to:*
- (a) *Identifying transportation challenges and identifying how emerging technologies can address those challenges.*
 - (b) *Determining the emerging technologies and strategies that have the potential to provide the most significant impacts.*
 - (c) *Encouraging municipalities to take significant steps to integrate emerging technologies into their day-to-day operations.*
 - (d) *Identifying the barriers to implementing the grant program and communicating those barriers to the Legislature and appropriate agencies and organizations.*
 - (e) *Leveraging the initial grant to attract additional public and private investments.*
 - (f) *Increasing the state's competitiveness in the pursuit of grants from the United States Department of Transportation, the United States Department of Energy, and other federal agencies.*
 - (g) *Committing to the continued operation of programs implemented in connection with the grant.*
 - (h) *Serving as a model for municipalities nationwide.*
 - (i) *Documenting the costs and impacts of the grant program and lessons learned during implementation.*
 - (j) *Identifying solutions that will demonstrate local or regional economic impact.*

(3) *The Department of Transportation shall develop eligibility, application, and selection criteria for the program grants and a plan for the promotion of the grant program to municipalities or regions of this state as an opportunity to compete for grant funding, including the award of grants to a single recipient and secondary grants to specific projects of merit within other applications. The Department of Transportation may contract with a third party that demonstrates knowledge and expertise in the focuses and goals of this section to provide guidance in the development of the requirements of this section.*

(4) *On or before January 1, 2018, the Department of Transportation shall submit the grant program guidelines and plans for promotion of the grant program to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

(5) *This section expires July 1, 2018.*

And the title is amended as follows:

Delete line 234 and insert: of the grant program; authorizing the Department of Transportation to contract with a third party to assist in the development of the grant program; requiring the Department of

Amendment 4 (785090)—Between lines 1691 and 1692 insert:

(h) *The chair of the Florida Building Commission, or his or her designee, who shall serve as an ex officio, nonvoting advisory member of the workgroup.*

Amendment 5 (798510) (with title amendment)—Delete lines 1840-1895 and insert:

Section 57. In order to implement Specific Appropriations 1869 through 1882, 1888 through 1891, 1905 through 1908, 1910 through 1925, and 1964 through 1976 of the 2017-2018 General Appropriations Act, paragraphs (d), (e), and (f) are added to subsection (5) of section 339.135, Florida Statutes, to read:

339.135 Work program; legislative budget request; definitions; preparation, adoption, execution, and amendment.—

(5) ADOPTION OF THE WORK PROGRAM.—

(d) *It is the intent of the Legislature that the department maintain fiscal solvency and make prudent use of all available fiscal resources to minimize any project, or a phase thereof, from being deferred within the work program. It is further the intent of the Legislature that the department, to the maximum extent feasible, reduce financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV to add projects to the 2017-2018 work program which are identified by a specific appropriation in the 2017-2018 General Appropriations Act. This paragraph expires July 1, 2018.*

(e) *For the 2017-2018 fiscal year only, the department is authorized to realign budget authority among appropriation categories to support the implementation of the 2017-2018 General Appropriations Act. The notice, review, and objection procedures under s. 216.177 apply only when projects, or a phase thereof, are not deferred or deleted from the work program. The request to realign budget authority among work program categories must be supported by documented production and financial goals within the parameters of finance, available cash, and total authorized budget. This paragraph expires July 1, 2018.*

(f) *For the 2017-2018 fiscal year only, if the department submits a work program amendment to realign work program categories to the 2017-2018 General Appropriations Act that defers or deletes any project, or a phase thereof, the work program amendment is subject to approval by the Legislative Budget Commission. The department shall provide to the Legislative Budget Commission the documents specified in subparagraphs 1.-8. when submitting the department's work program amendment to request approval to realign the work program appropriation categories to the 2017-2018 General Appropriations Act. In addition, any work program amendment submitted to the Legislative Budget Commission which results in a reduced project commitment level for the 2017-2018 fiscal year must include the following documents:*

1. *A proposed finance plan, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;*

2. *A proposed cash forecast, as balanced to the requested work program amendment to realign the work program categories to the 2017-2018 General Appropriations Act, or any other amendments that reduce work program commitments;*

3. *An adopted finance plan, as of July 1, 2017;*

4. *An adopted cash forecast, as of July 1, 2017;*

5. *A complete list of projects, or phases thereof, deferred or deleted from the impact of the projects identified by a specific appropriation in the 2017-2018 General Appropriations Act for the 2017-2018 through 2021-2022 work program;*

6. *The department's methodology for identifying projects, or phases thereof, for deferral or deletion for the 2017-2018 through 2021-2022 work program;*

7. *A letter of concurrence or nonoccurrence from the affected metropolitan planning organization or, for nonmetropolitan areas, the board of county commissioners with impacted project selections; and*

8. A complete list of financial projects not programmed for contract letting as identified with a work program contract class code 8 and the box code RV included in fiscal years 2017-2018 through 2021-2022, as of July 1, 2017.

This paragraph expires July 1, 2018.

And the title is amended as follows:

Delete line 295 and insert: Department of Transportation's work program; authorizing the Department of Transportation to realign budget authority under specified circumstances; specifying requirements; requiring

On motion by Senator Latvala, by two-thirds vote, SB 2502, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title. On motion by Senator Latvala, by two-thirds vote, SB 2504 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 7022—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class and subclass of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, SB 7022 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 2506—A bill to be entitled An act relating to clerks of the court; amending s. 28.241, F.S.; requiring that certain filing fees for trial and appellate proceedings be deposited into clerks of the circuit court fine and forfeiture funds, rather than into the General Revenue Fund; amending s. 28.35, F.S.; authorizing the Florida Clerks of the Court Operations Corporation to recommend budgets that are in excess of the official estimate under certain circumstances; requiring the corporation to certify the amounts of additional revenues necessary to fund certain budgets; conforming provisions to changes made by the act; amending s. 28.36, F.S.; requiring the corporation to certify the revenue deficit and report the amount necessary to fund anticipated expenditures to the commission; conforming provisions to changes made by the act; authorizing the Legislative Budget Commission to approve a budget that includes an anticipated deficit under certain circumstances; authorizing the corporation to request that the Legislature approve an appropriation of general revenue to the Clerks of the Court Trust Fund under certain circumstances; limiting the amount the corporation may request; amending s. 28.37, F.S.; revising the fund into which certain fines collected by the clerk are to be deposited; amending s. 40.29, F.S.; requiring the Justice Administrative Commission to provide funds to the clerks of court for certain jury-related costs; requiring the clerks of court and the corporation to submit quarterly estimates of certain expenses to the commission; providing the procedure for securing such funds and distributing them to the clerks; providing for the apportionment of costs if funds appropriated by the Legislature are estimated to be insufficient to pay all amounts requested; requiring the clerks of court to pay amounts in excess of appropriated amounts; amending s. 318.18, F.S.; redirecting a portion of the revenue derived from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing obsolete provisions; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; deleting a provision requiring a clerk to remit certain fines under a specified circumstance to the Department of Revenue; providing an effective date.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, SB 2506 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Farmer, Perry, Artilles, Flores, Powell, Baxley, Gainer, Rader, Bean, Galvano, Rodriguez, Benacquisto, Garcia, Rouson, Book, Gibson, Simmons, Bracy, Grimsley, Simpson, Bradley, Hutson, Stargel, Brandes, Latvala, Steube, Braynon, Lee, Stewart, Broxson, Mayfield, Thurston, Campbell, Montford, Torres, Clemens, Passidomo, Young

Nays—None

SB 2508—A bill to be entitled An act relating to the Division of State Group Insurance; amending s. 110.12301, F.S.; removing a requirement that a contract for dependent eligibility verification services for the state group insurance program be contingency-based; requiring the division to notify subscribers of dependent eligibility rules by a certain date; requiring the division to hold a subscriber harmless for past claims of ineligible dependents for a specified timeframe; providing for applicability; removing a requirement that the Department of Management Services submit budget amendments pursuant to ch. 216, F.S., regarding vendor payments for dependent eligibility verification services; authorizing the contractor providing dependent eligibility verification services to request certain information from subscribers; requiring the division and the contractor to disclose to subscribers that dependent eligibility verification information may be subject to disclosure and inspection under public records requirements under certain circumstances; specifying requirements for marriage licenses or certificates or birth certificates submitted for dependent eligibility verification; requiring the contractor to retain documentation obtained for dependent eligibility verification services for a specified timeframe; requiring the department and the contractor to destroy such documentation after a specified date; amending s. 110.12315, F.S.; providing that retail, mail order, and specialty pharmacies participating in the state employees' prescription drug program shall be reimbursed as established by contract; revising supply limitations under the program; providing that the pharmacy dispensing fee be negotiated by the department; revising provisions governing the reimbursement schedule for prescription drugs and supplies dispensed under the program; requiring the department to maintain certain lists; establishing supply limitations for maintenance drugs and supplies; specifying pricing of certain copayments by health plan members; deleting a provision requiring the department to implement additional cost-saving measures and adjustments; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan; requiring the department to implement formulary management for prescription drugs and supplies by a specified date; requiring that certain prescription drugs and supplies remain available unless specifically excluded from the list of approved prescription drugs and supplies; providing that prescription drugs and supplies first made available after a specified date may not be covered by the prescription drug program unless otherwise approved; requiring the department to submit the list of excluded prescription drugs and supplies to the Executive Office of the Governor by a specified date; requiring the list of excluded prescription drugs and supplies approved by the Executive Office of the Governor to be submitted to the Legislature by a specified date; authorizing the department to implement the exclusions if no objection is submitted by the Legislature by a certain date; authorizing the department to propose additional exclusions from coverage, make modifications to the formulary, and move drugs and supplies between copayment tiers; prescribing procedures and requirements with respect to the proposal of additional exclusions or modifications; requiring the department to submit certain information regarding the initial formulary and any subsequent modifications to the Executive Office of the Governor and the Legislature; repealing s. 8 of chapter 99-255, Laws of Florida; repealing a provision prohibiting the department from implementing a prior authorization program or a restricted formulary program that meets certain criteria; providing an effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2508** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Braynon	Gibson
Artiles	Broxson	Grimsley
Baxley	Campbell	Hutson
Bean	Clemens	Latvala
Benacquisto	Farmer	Lee
Book	Flores	Mayfield
Bracy	Gainer	Montford
Bradley	Galvano	Passidomo
Brandes	Garcia	Perry

Powell	Simmons	Stewart
Rader	Simpson	Thurston
Rodriguez	Stargel	Torres
Rouson	Steube	Young

Nays—None

SB 2510—A bill to be entitled An act relating to public records; amending s. 110.12301, F.S.; creating an exemption from public records requirements for records collected for dependent eligibility verification services for the state group insurance program and held by the Department of Management Services; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2510** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

SB 2512—A bill to be entitled An act relating to the Capitol Complex Advisory Council; creating the advisory council within the legislative branch; specifying the composition of the advisory council; defining the term "Capitol Complex"; authorizing the advisory council to consult with specified persons in furtherance of its duties; prescribing reporting requirements; requiring the Department of Management Services to periodically brief the advisory council with respect to planned actions regarding the Capitol Complex; providing an effective date.

—was read the second time by title. On motion by Senator Grimsley, by two-thirds vote, **SB 2512** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

SB 2514—A bill to be entitled An act relating to health care; amending s. 210.20, F.S.; providing that a specified percentage of the

cigarette tax, up to a specified amount, be paid annually to the Florida Consortium of National Cancer Institute Centers Program, rather than the Sanford-Burnham Medical Research Institute; requiring that the funds be used to advance cures for cancers afflicting pediatric populations through basic or applied research; amending s. 381.922, F.S.; revising the goals of the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program to include identifying ways to increase pediatric enrollment in cancer clinical trials; establishing the Live Like Bella Initiative to advance progress toward curing pediatric cancer, subject to an appropriation; amending s. 394.9082, F.S.; creating the Substance Abuse and Mental Health (SAMH) Safety Net Network; providing legislative intent; requiring the Department of Children and Families and the Agency for Health Care Administration to determine the scope of services to be offered through providers contracted with the SAMH Safety Net Network; authorizing the SAMH Safety Net Network to provide Medicaid reimbursable services beyond the limits of the state Medicaid plan under certain circumstances; providing that general revenue matching funds for the services shall be derived from the existing unmatched general revenue funds within the substance abuse and mental health program and documented through general revenue expenditure submissions by the department; requiring the agency, in consultation with the department, to seek federal authorization for administrative claiming pursuant to a specified federal program to fund certain interventions, case managers, and facility services; requiring the department, in collaboration with the agency, to document local funding of behavioral health services; requiring the agency to seek certain federal matching funds; amending s. 395.602, F.S.; revising the definition of the term “rural hospital” to include a hospital classified as a sole community hospital, regardless of the number of licensed beds; amending s. 409.904, F.S.; authorizing the agency to make payments for medical assistance and related services on behalf of a person diagnosed with acquired immune deficiency syndrome who meets certain criteria, subject to the availability of moneys and specified limitations; amending s. 409.908, F.S.; revising requirements related to the long-term care reimbursement plan and cost reporting system; requiring the calculation of separate prices for each patient care subcomponent based on specified cost reports; providing that certain ceilings and targets apply only to providers being reimbursed on a cost-based system; expanding the direct care subcomponent to include allowable therapy and dietary costs; specifying that allowable ancillary costs are included in the indirect care cost subcomponent; requiring the agency to establish, by a specified date, a technical advisory council to assist in ongoing development and refining of quality measures used in the nursing home prospective payment system; providing for membership; requiring that nursing home prospective payment rates be rebased at a specified interval; authorizing the payment of a direct care supplemental payment to certain providers; specifying the amount providers will be reimbursed for a specified period of time, which may be a cost-based rate or a prospective payment rate; providing for expiration of this reimbursement mechanism on a specified date; requiring the agency to reimburse providers on a cost-based rate or a rebased prospective payment rate, beginning on a specified date; requiring that Medicaid pay deductibles and coinsurance for certain X-ray services provided in an assisted living facility or in the patient’s home; amending s. 409.909, F.S.; providing that the agency shall make payments and distribute funds to qualifying institutions in addition to hospitals under the Statewide Medicaid Residency Program; amending s. 409.9082; revising the uses of quality assessment and federal matching funds to include the partial funding of the quality incentive payment program for nursing facilities that exceed quality benchmarks; amending s. 409.911, F.S.; updating obsolete language; amending s. 409.9119, F.S.; revising criteria for the participation of hospitals in the disproportionate share program for specialty hospitals for children; amending s. 409.913, F.S.; removing a requirement that the agency provide each Medicaid recipient with an explanation of benefits; authorizing the agency to provide an explanation of benefits to a sample of Medicaid recipients or their representatives; amending s. 409.975, F.S.; authorizing, rather than requiring, a managed care plan to offer a network contract to certain medical equipment and supplies providers in the region; requiring the agency to contract with the SAMH Safety Net Network; specifying that the contract must require managing entities to provide specified services to certain individuals; requiring the agency to conduct a comprehensive readiness assessment before contracting with the SAMH Safety Net Network; requiring the agency and the department to develop performance measures for the SAMH Safety Net Network; requiring the agency and the department to develop performance measures to evaluate the SAMH Safety Net Network and its services; requiring the agency, in consultation with the

department and managing entities, to determine the rates for services added to the state Medicaid plan; amending s. 409.979, F.S.; expanding eligibility for long-term care services to include hospital level of care for certain individuals diagnosed with cystic fibrosis; revising eligibility for certain Medicaid recipients in the long-term care managed care program; requiring the agency to contract with an additional, not-for-profit organization that meets certain conditions and offers specified services to frail elders who reside in Miami-Dade County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the Department of Elderly Affairs, to approve a certain number of initial enrollees in the Program of All-inclusive Care for the Elderly (PACE); requiring the agency to contract with a specified not-for-profit organization, a not-for-profit agency serving elders, and a not-for-profit hospice in Leon County to be a site for PACE, subject to federal approval; authorizing PACE to serve eligible enrollees in Gadsden, Jefferson, Leon, and Wakulla Counties; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to an appropriation; amending s. 17 of chapter 2011-61, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE to serve frail elders who reside in certain counties; amending s. 9 of chapter 2016-65, Laws of Florida; revising an effective date; revising the date that rates for hospital outpatient services must take effect; amending s. 29 of chapter 2016-65, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of enrollees in the PACE established to serve frail elders who reside in Hospice Service Area 7; requiring the agency to contract with a not-for-profit organization that meets certain criteria to offer specified services to frail elders who reside in Alachua County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; requiring the agency to contract with an organization that meets certain criteria to offer specified services to frail elders who reside in certain counties, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; providing that the agency may seek any necessary waiver or state plan amendments to serve a certain purpose; providing effective dates.

—was read the second time by title.

Senator Flores moved the following amendment which was adopted:

Amendment 1 (211994) (with directory and title amendments)—Between lines 262 and 263 insert:

(10) ACUTE CARE SERVICES UTILIZATION DATABASE.—The department shall develop, implement, and maintain standards under which a managing entity shall collect utilization data from all public receiving facilities situated within its geographical service area and all detoxification and addictions receiving facilities under contract with the managing entity. As used in this subsection, the term “public receiving facility” means an entity that meets the licensure requirements of, and is designated by, the department to operate as a public receiving facility under s. 394.875 and that is operating as a licensed crisis stabilization unit.

(a) The department shall develop standards and protocols to be used for data collection, storage, transmittal, and analysis. The standards and protocols shall allow for compatibility of data and data transmittal between public receiving facilities, detoxification facilities, addictions receiving facilities, managing entities, and the department for the implementation, and to meet the requirements, of this subsection.

(b) A managing entity shall require providers specified in paragraph (a) to submit data, in real time or at least daily, to the managing entity for:

1. All admissions and discharges of clients receiving public receiving facility services who qualify as indigent, as defined in s. 394.4787.

2. All admissions and discharges of clients receiving substance abuse services in an addictions receiving facility or detoxification facility pursuant to parts IV and V of chapter 397 who qualify as indigent.

3. The current active census of total licensed ~~and utilized~~ beds, the number of beds purchased by the department, the number of clients qualifying as indigent ~~occupying who occupy any of those beds, and the total number of unoccupied licensed beds, regardless of funding, and the number in excess of licensed capacity. Crisis units licensed for both adult and child use will report as a single unit.~~

(f) *The department shall post on its website, by facility, the data collected pursuant to this subsection and update such posting monthly.*

And the directory clause is amended as follows:

Delete lines 260-261 and insert:

Section 3. Paragraph (a) of subsection (10) of section 394.9082, Florida Statutes, is republished, paragraph (b) of that subsection is amended, paragraph (f) is added to that subsection, and subsection (11) is added to that section, to read:

And the title is amended as follows:

Delete line 17 and insert: amending s. 394.9082, F.S.; revising the reporting requirements of the acute care services utilization database; requiring the Department of Children and Families to post certain data on its website; creating the Substance

Senator Baxley moved the following amendment which failed:

Amendment 2 (448320) (with directory and title amendments)—Delete lines 1007-1018.

And the directory clause is amended as follows:

Delete lines 1000-1002 and insert:

Section 14. Subsection (7) is added to section 409.975, Florida Statutes, to read:

And the title is amended as follows:

Delete lines 93-96 and insert: s. 409.975, F.S.; requiring the agency to contract with the

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments which were adopted:

Amendment 3 (796306) (with title amendment)—Between lines 390 and 391 insert:

Section 7. Paragraph (d) of subsection (2) of section 400.179, Florida Statutes, is amended to read:

400.179 Liability for Medicaid underpayments and overpayments.—

(2) Because any transfer of a nursing facility may expose the fact that Medicaid may have underpaid or overpaid the transferor, and because in most instances, any such underpayment or overpayment can only be determined following a formal field audit, the liabilities for any such underpayments or overpayments shall be as follows:

(d) Where the transfer involves a facility that has been leased by the transferor:

1. The transferee shall, as a condition to being issued a license by the agency, acquire, maintain, and provide proof to the agency of a bond with a term of 30 months, renewable annually, in an amount not less than the total of 3 months' Medicaid payments to the facility computed on the basis of the preceding 12-month average Medicaid payments to the facility.

2. A leasehold licensee may meet the requirements of subparagraph 1. by payment of a nonrefundable fee, paid at initial licensure, paid at the time of any subsequent change of ownership, and paid annually thereafter, in the amount of 1 percent of the total of 3 months' Medicaid payments to the facility computed on the basis of the preceding 12-month average Medicaid payments to the facility. If a preceding 12-month average is not available, projected Medicaid payments may be

used. The fee shall be deposited into the Grants and Donations Trust Fund and shall be accounted for separately as a Medicaid nursing home overpayment account. These fees shall be used at the sole discretion of the agency to repay nursing home Medicaid overpayments *or for enhanced payments to nursing facilities as specified in the General Appropriations Act or other law.* Payment of this fee shall not release the licensee from any liability for any Medicaid overpayments, nor shall payment bar the agency from seeking to recoup overpayments from the licensee and any other liable party. As a condition of exercising this lease bond alternative, licensees paying this fee must maintain an existing lease bond through the end of the 30-month term period of that bond. The agency is herein granted specific authority to promulgate all rules pertaining to the administration and management of this account, including withdrawals from the account, subject to federal review and approval. This provision shall take effect upon becoming law and shall apply to any leasehold license application. The financial viability of the Medicaid nursing home overpayment account shall be determined by the agency through annual review of the account balance and the amount of total outstanding, unpaid Medicaid overpayments owing from leasehold licensees to the agency as determined by final agency audits. By March 31 of each year, the agency shall assess the cumulative fees collected under this subparagraph, minus any amounts used to repay nursing home Medicaid overpayments and amounts transferred to contribute to the General Revenue Fund pursuant to s. 215.20. If the net cumulative collections, minus amounts utilized to repay nursing home Medicaid overpayments, exceed \$25 million, the provisions of this subparagraph shall not apply for the subsequent fiscal year.

3. The leasehold licensee may meet the bond requirement through other arrangements acceptable to the agency. The agency is herein granted specific authority to promulgate rules pertaining to lease bond arrangements.

4. All existing nursing facility licensees, operating the facility as a leasehold, shall acquire, maintain, and provide proof to the agency of the 30-month bond required in subparagraph 1., above, on and after July 1, 1993, for each license renewal.

5. It shall be the responsibility of all nursing facility operators, operating the facility as a leasehold, to renew the 30-month bond and to provide proof of such renewal to the agency annually.

6. Any failure of the nursing facility operator to acquire, maintain, renew annually, or provide proof to the agency shall be grounds for the agency to deny, revoke, and suspend the facility license to operate such facility and to take any further action, including, but not limited to, enjoining the facility, asserting a moratorium pursuant to part II of chapter 408, or applying for a receiver, deemed necessary to ensure compliance with this section and to safeguard and protect the health, safety, and welfare of the facility's residents. A lease agreement required as a condition of bond financing or refinancing under s. 154.213 by a health facilities authority or required under s. 159.30 by a county or municipality is not a leasehold for purposes of this paragraph and is not subject to the bond requirement of this paragraph.

And the title is amended as follows:

Delete line 42 and insert: regardless of the number of licensed beds; amending s. 400.179, F.S.; providing that certain fees deposited into the Medicaid nursing home overpayment account in the Grants and Donations Trust Fund may be used by the agency for enhanced payments to nursing facilities as specified in the General Appropriations Act or other law; amending s.

Amendment 4 (559592) (with title amendment)—Between lines 1082 and 1083 insert:

Section 16. Subsection (6) of section 409.983, Florida Statutes, is amended to read:

409.983 Long-term care managed care plan payment.—In addition to the payment provisions of s. 409.968, the agency shall provide payment to plans in the long-term care managed care program pursuant to this section.

(6) The agency shall establish nursing-facility-specific payment rates for each licensed nursing home ~~based on facility costs adjusted for inflation and other factors~~ as authorized in the General Appropriations

Act. Payments to long-term care managed care plans shall be reconciled, *as necessary*, to reimburse actual payments to nursing facilities resulting from changes in nursing home per diem rates, but may not be reconciled to actual days experienced by the long-term care managed care plans.

And the title is amended as follows:

Delete line 114 and insert: managed care program; amending s. 409.983, F.S.; eliminating the requirement that the agency consider facility costs adjusted for inflation in the establishment of certain payment rates for nursing homes; requiring the agency to contract

On motion by Senator Flores, by two-thirds vote, **SB 2514**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

Vote after roll call:

Yea—Steube

SB 2516—A bill to be entitled An act relating to education funding; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 413.615, F.S.; extending the date for future legislative review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; amending s. 1011.62, F.S.; revising the student membership surveys to be used for the funding model for certain students; requiring the 300 lowest-performing elementary schools to provide a specified summer school program; requiring that the designation of the 300 lowest-performing schools be based on the prior year's state reading assessment; requiring certain schools on the list to maintain the program for a specified time; revising the schools that may be considered small, isolated schools to include elementary schools that meet certain requirements, for the purpose of determining the annual allocation to each district; revising the computation of the district sparsity index for school districts that meet certain criteria; deleting obsolete language; requiring the amount calculated for the federally connected student supplement for an eligible school district to be recalculated during the year; requiring certain school districts to delineate certain reading strategies in their comprehensive reading plans; requiring the total allocation to be prorated under certain circumstances; providing that certain state allocations to school districts may not be the basis for a positive allocation adjustment for a specified year; amending s. 1013.64, F.S.; revising capital outlay full-time equivalent membership; revising the calculation of capital outlay membership; amending s. 1013.738, F.S.; revising the purposes for which the High Growth District Capital Outlay Assistance Grant Program funds may be used; revising the school district qualification criteria for the grant; revising the funding methodology; amending ss. 1011.71 and 1013.54, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote, **SB 2516** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—1

Gainer

Vote after roll call:

Yea—Steube

CS for CS for SB 374—A bill to be entitled An act relating to postsecondary education; providing a short title; creating s. 1001.6001, F.S.; renaming the Florida College System as the Florida Community College System; creating the State Board of Community Colleges; requiring the Governor to appoint the membership of the board; providing that the appointments are subject to confirmation by the Senate; requiring the Division of Florida Colleges to provide administrative support to the board until a specified date; transferring the Florida College System and the Division of Florida Colleges to the State Board of Community Colleges by a specified date; requiring the State Board of Community Colleges to appoint a Chancellor of the Florida Community College System by a specified date; amending s. 20.15, F.S.; removing the Division of Florida Colleges from within the Department of Education; requiring the department to provide support to the State Board of Community Colleges; creating s. 20.156, F.S.; creating the State Board of Community Colleges and assigning and housing it for administrative purposes, only, within the department; providing the personnel for the state board; providing the powers and duties of the state board; requiring the state board to conduct an organizational meeting by a specified date; amending s. 112.313, F.S.; prohibiting citizen members of the State Board of Community Colleges or Florida Community College System institution boards of trustees from having an employment or contractual relationship as specified lobbyists; amending s. 112.3145, F.S.; revising the term "state officer" to include certain Florida Community College System personnel; amending s. 1000.03, F.S.; revising the function and mission of the Florida K-20 education system; requiring the State Board of Community Colleges to oversee enforcement of Florida Community College System laws and rules; amending s. 1000.05, F.S.; requiring the State Board of Community Colleges, instead of the Commissioner of Education, to make certain determinations regarding equal opportunities at Florida Community College System institutions; requiring the State Board of Community Colleges to adopt rules; amending s. 1001.02, F.S.; revising the general powers of the State Board of Education to exempt provisions relating to the Florida Community College System; amending s. 1001.03, F.S.; revising certain articulation accountability and enforcement measures; requiring the State Board of Education to collect information in conjunction with the Board of Governors and the State Board of Community Colleges; deleting duties of the State Board of Education regarding the Florida Community College System; amending ss. 1001.10 and 1001.11, F.S.; revising the general powers and duties of the Commissioner of Education to exempt certain powers and duties related to the Florida Community College System; amending s. 1001.20, F.S.; revising duties of the Office of Inspector General within the department regarding the Florida Community College System; amending s. 1001.28, F.S.; providing that the powers and duties of the State Board of Community Colleges are not abrogated, superseded, altered, or amended by certain provisions relating to the department's duties for distance learning; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving certain types of courses and programs; amending s. 1001.44, F.S.; providing the primary mission of a career

center operated by a district school board; prohibiting specified career centers from offering certain courses and programs; amending s. 1001.60, F.S.; conforming provisions to changes made by the act; creating s. 1001.601, F.S.; establishing the State Board of Community Colleges; providing the membership of the board; creating s. 1001.602, F.S.; providing the responsibilities and duties of the State Board of Community Colleges; requiring the board to coordinate with the State Board of Education; amending ss. 1001.61, 1001.64, 1001.65, 1001.66, and 1001.67, F.S.; conforming provisions to changes made by the act; amending s. 1001.706, F.S.; revising cooperation duties of the Board of Governors to include requirements for working with the State Board of Community Colleges; amending s. 1002.34, F.S.; providing the primary mission of a charter technical career center; prohibiting specified career centers or charter technical career centers from offering certain courses and programs; requiring the State Board of Education to adopt rules; amending s. 1003.491, F.S.; revising the Florida Career and Professional Education Act to require the State Board of Community Colleges to recommend, jointly with the Board of Governors and the Commissioner of Education, certain deadlines for new core courses; amending s. 1003.493, F.S.; revising department duties regarding articulation and the transfer of credits to postsecondary institutions to include consultation with the State Board of Community Colleges; amending s. 1004.015, F.S.; providing that the Higher Education Coordinating Council serves as an advisory board to, in addition to other bodies, the State Board of Community Colleges; revising council reporting requirements to include a report to the State Board of Community Colleges; requiring the State Board of Community Colleges, in addition to other entities, to provide administrative support for the council; amending ss. 1004.02 and 1004.03, F.S.; conforming provisions to changes made by the act; amending s. 1004.04, F.S.; revising department reporting requirements regarding teacher preparation programs to require a report to the State Board of Community Colleges; amending s. 1004.07, F.S.; providing that the State Board of Community Colleges, instead of the State Board of Education, provide guidelines for Florida Community College System institution boards of trustees' policies; amending ss. 1004.084, 1004.085, 1004.096, 1004.0961, 1004.35, and 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.65, F.S.; revising Florida Community College System institution governance, mission, and responsibilities to provide authority and duties to the State Board of Community Colleges, instead of the State Board of Education; providing that offering upper-level instruction and awarding baccalaureate degrees are a secondary and not a primary role of a Florida Community College System institution; amending ss. 1004.67, 1004.70, and 1004.71, F.S.; conforming provisions to changes made by the act; amending s. 1004.74, F.S.; requiring the Chancellor of the Florida Community College System, jointly with the Commissioner of Education, to appoint members of the Council for the Florida School for the Arts; amending ss. 1004.78 and 1004.80, F.S.; conforming provisions to changes made by the act; amending s. 1004.91, F.S.; requiring the State Board of Community Colleges to collaborate with the State Board of Education to provide certain rules for Florida Community College System institutions regarding requirements for career education program basic skills; amending s. 1004.92, F.S.; providing accountability for career education for the State Board of Community Colleges; revising the department's accountability for career education; requiring the department and the State Board of Community Colleges to collaborate to develop certain standards and benchmarks; requiring the State Board of Education and the State Board of Community Colleges to collaborate to adopt rules; amending s. 1004.925, F.S.; revising industry certification requirements for automotive service technology education programs to include the State Board of Community Colleges; amending s. 1004.93, F.S.; conforming provisions to changes made by the act; amending s. 1006.60, F.S.; authorizing sanctions for violations of certain rules of the State Board of Community Colleges, instead of the State Board of Education; amending ss. 1006.61, 1006.62, and 1006.71, F.S.; conforming provisions to changes made by the act; amending s. 1007.01, F.S.; revising the role of the State Board of Education and the Board of Governors in the statewide articulation system to include the State Board of Community Colleges and the Chancellor of the Florida Community College System; amending s. 1007.23, F.S.; requiring each Florida Community College System institution to execute at least one "2+2" targeted pathway articulation agreement by a specified time; providing requirements and student eligibility for the agreements; requiring the State Board of Community Colleges and the Board of Governors to collaborate to eliminate barriers for the agreements; amending s. 1007.24, F.S.; revising the statewide course numbering system to include participation by and input from the

State Board of Community Colleges and the Chancellor of the Florida Community College System; amending ss. 1007.25, 1007.262, 1007.263, 1007.264, 1007.265, and 1007.27, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges regarding certain articulation agreements; amending s. 1007.273, F.S.; requiring the State Board of Community Colleges to enforce compliance with certain provisions relating to the collegiate high school program by a specified date each year; amending s. 1007.33, F.S.; prohibiting Florida Community College System institutions from offering bachelor of arts degree programs; deleting provisions relating to an authorization for the Board of Trustees of St. Petersburg College to establish certain baccalaureate degree programs; revising the approval process for baccalaureate degree programs proposed by Florida Community College System institutions; requiring a Florida Community College System institution to annually report certain information to the State Board of Community Colleges, the Chancellor of the State University System, and the Legislature; revising the circumstances under which a baccalaureate degree program may be required to be modified or terminated; requiring the termination of a baccalaureate degree program under certain circumstances; restricting total upper-level, undergraduate full-time equivalent enrollment at Florida Community College System institutions under certain circumstances; amending s. 1008.30, F.S.; requiring the State Board of Community Colleges, rather than the State Board of Education, to develop and implement a specified common placement test and approve a specified series of meta-majors and academic pathways with the Board of Governors; amending s. 1008.31, F.S.; revising the legislative intent of Florida's K-20 education performance and accountability system to include recommendations from and reports to the State Board of Community Colleges; amending s. 1008.32, F.S.; removing the oversight enforcement authority of the State Board of Education relating to the Florida Community College System; amending s. 1008.345, F.S.; removing provisions requiring the department to maintain a listing of certain skills associated with the system of educational accountability; amending s. 1008.37, F.S.; revising certain student reporting requirements of the Commissioner of Education to also require a report to the State Board of Community Colleges; amending s. 1008.38, F.S.; revising the articulation accountability process to include participation by the State Board of Community Colleges; amending s. 1008.405, F.S.; requiring the State Board of Community Colleges to adopt rules for the maintaining of specific information by Florida Community College System institutions; amending ss. 1008.44, 1008.45, 1009.21, 1009.22, 1009.23, and 1009.25, F.S.; conforming provisions to changes made by the act; amending s. 1009.26, F.S.; requiring that certain information regarding fee waivers be reported to the State Board of Community Colleges; requiring the State Board of Community Colleges to adopt rules; amending s. 1009.28, F.S.; conforming provisions to changes made by the act; amending ss. 1009.90 and 1009.91, F.S.; revising the duties of the department to include reports to the State Board of Community Colleges; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; amending s. 1010.01, F.S.; requiring the financial records and accounts of Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; requiring each Florida Community College System institution to annually file specified financial statements with the State Board of Community Colleges; amending ss. 1010.02 and 1010.04, F.S.; requiring the funds accruing to and purchases and leases by Florida Community College System institutions to follow rules of the State Board of Community Colleges, instead of the State Board of Education; amending s. 1010.07, F.S.; requiring certain contractors to give bonds in an amount set by the State Board of Community Colleges; amending s. 1010.08, F.S.; authorizing Florida Community College System board of trustees to budget for promotion and public relations from certain funds; amending ss. 1010.09, 1010.22, 1010.30, and 1010.58, F.S.; conforming provisions to changes made by the act; amending s. 1011.01, F.S.; requiring each Florida Community College System institution board of trustees to submit an annual operating budget according to rules of the State Board of Community Colleges; amending s. 1011.011, F.S.; requiring the State Board of Education to collaborate with the State Board of Community Colleges for legislative budget requests relating to Florida Community College System institutions; amending ss. 1011.30 and 1011.32, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; conforming provisions to changes made by the act; authorizing the State Board of Community Colleges to adopt rules; amending s. 1011.801, F.S.; specifying duties of the State Board of

Community Colleges regarding funds for the operation of workforce education programs and the Workforce Development Capitalization Incentive Grant Program; amending ss. 1011.81, 1011.82, 1011.83, 1011.84, and 1011.85, F.S.; conforming provisions to changes made by the act; amending s. 1012.01, F.S.; redefining the term “school officers”; amending ss. 1012.80, 1012.81, 1012.83, 1012.855, and 1012.86, F.S.; conforming provisions to changes made by the act; amending s. 1013.01, F.S.; providing that the term “board” does not include the State Board of Community Colleges when used in the context of certain educational facilities provisions; amending ss. 1013.02 and 1013.03, F.S.; requiring the State Board of Community Colleges to adopt rules for and provide functions relating to educational facilities; amending s. 1013.28, F.S.; authorizing Florida Community College System institution boards of trustees to dispose of land or real property subject to rules of the State Board of Community Colleges; creating s. 1013.29, F.S.; authorizing certain high schools to be located on a public or private postsecondary institution campus under certain circumstances; amending s. 1013.31, F.S.; specifying the role of the State Board of Community Colleges in educational plant surveys for Florida Community College System institutions; amending ss. 1013.36, 1013.37, and 1013.40, F.S.; conforming provisions to changes made by the act; amending s. 1013.47, F.S.; providing that certain contractors are subject to rules of the State Board of Community Colleges; amending s. 1013.52, F.S.; specifying duties of the State Board of Community Colleges with regard to the cooperative development and joint use of facilities; amending s. 1013.65, F.S.; requiring the State Board of Community Colleges to be provided with copies of authorized allocations or reallocations for the Public Education Capital Outlay and Debt Service Trust Fund; requiring the Board of Governors and the State Board of Community Colleges to submit a report to the Governor and the Legislature by a specified date; providing a directive to the Division of Law Revision and Information; providing effective dates.

—was read the second time by title.

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (892898) (with title amendment)—Delete lines 7000-7007.

And the title is amended as follows:

Delete lines 293-296 and insert: the State Board of Community Colleges;

Senator Galvano moved the following amendment which was adopted:

Amendment 2 (881450) (with title amendment)—Between lines 7426 and 7427 insert:

Section 125. Effective July 1, 2017, subsection (1) of section 1001.66, Florida Statutes, is amended to read:

1001.66 Florida Community College System Performance-Based Incentive.—

(1) *The State Board of Community Colleges shall adopt the following performance-based metrics for use in awarding a Florida Community College System Performance-Based Incentive shall be awarded to a Florida Community College System institution: institutions using performance-based metrics*

(a) *A student retention rate, as calculated by the State Board of Community Colleges;*

(b) *A 100 percent-of-normal-time program completion and graduation rate for full-time, first-time-in-college students, as calculated by the State Board of Community Colleges using a cohort definition of “full-time” based on a student’s majority enrollment in full-time terms;*

(c) *A continuing education or postgraduation job placement rate for workforce education programs, including workforce baccalaureate degree programs, as reported by the Florida Education and Training Placement Information Program, with wage thresholds that reflect the added value of the applicable certificate or degree. This paragraph does not apply to associate in arts degrees;*

(d) *A graduation rate for first-time-in-college students enrolled in an associate of arts degree program who graduate with a baccalaureate degree in 4 years after initially enrolling in an associates of arts degree program; and*

(e) *One performance-based metric on college affordability adopted by the State Board of Education. The performance-based metrics must include retention rates; program completion and graduation rates; postgraduation employment, salaries, and continuing education for workforce education and baccalaureate programs, with wage thresholds that reflect the added value of the certificate or degree; and outcome measures appropriate for associate of arts degree recipients.*

The state board shall adopt benchmarks to evaluate each institution’s performance on the metrics to measure the institution’s achievement of institutional excellence or need for improvement and the minimum requirements for eligibility to receive performance funding.

Section 126. Effective July 1, 2017, subsection (1) of section 1001.67, Florida Statutes, is amended to read:

1001.67 Distinguished Florida Community College System Institution Program.—A collaborative partnership is established between the State Board of Community Colleges Education and the Legislature to recognize the excellence of Florida’s highest-performing Florida Community College System institutions.

(1) EXCELLENCE STANDARDS.—The following excellence standards are established for the program:

(a) *A 100 ~~150~~ percent-of-normal-time completion rate for full-time, first-time-in-college students of 50 percent or higher, as calculated by the State Board of Community Division of Florida Colleges.*

(b) *A 100 ~~150~~ percent-of-normal-time completion rate for full-time, first-time-in-college Pell Grant recipients of 40 percent or higher, as calculated by the State Board of Community Division of Florida Colleges.*

(c) *A retention rate of 70 percent or higher, as calculated by the State Board of Community Division of Florida Colleges.*

(d) *A continuing education, or transfer, rate of 72 percent or higher for students graduating with an associate of arts degree, as reported by the Florida Education and Training Placement Information Program (FETPIP).*

(e) *A licensure passage rate on the National Council Licensure Examination for Registered Nurses (NCLEX-RN) of 90 percent or higher for first-time exam takers, as reported by the Board of Nursing.*

(f) *A ~~job placement or~~ continuing education or job placement rate of 88 percent or higher for workforce programs, as reported by FETPIP, with wage thresholds that reflect the added value of the applicable certificate or degree. This paragraph does not apply to associate of arts degrees.*

(g) *An excess hours rate of 40 percent or lower for ~~A time to degree for students graduating with an~~ associate of arts degree recipients who graduate with 72 or more credit hours, as calculated by the State Board of Community Colleges of 2-25 years or less for first time in college students with accelerated college credits, as reported by the Southern Regional Education Board.*

Section 127. Effective July 1, 2017, paragraph (b) of subsection (5) of section 1001.706, Florida Statutes, is amended to read:

1001.706 Powers and duties of the Board of Governors.—

(5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(b) The Board of Governors shall develop a strategic plan specifying goals and objectives for the State University System and each constituent university, including each university’s contribution to overall system goals and objectives. The strategic plan must:

1. Include performance metrics and standards common for all institutions and metrics and standards unique to institutions depending on institutional core missions, including, but not limited to, student

admission requirements, retention, graduation, percentage of graduates who have attained employment, percentage of graduates enrolled in continued education, licensure passage, average wages of employed graduates, average cost per graduate, excess hours, student loan burden and default rates, faculty awards, total annual research expenditures, patents, licenses and royalties, intellectual property, startup companies, annual giving, endowments, and well-known, highly respected national rankings for institutional and program achievements.

2. Consider reports and recommendations of the Higher Education Coordinating Council pursuant to s. 1004.015 and the Articulation Coordinating Committee pursuant to s. 1007.01.

3. Include student enrollment and performance data delineated by method of instruction, including, but not limited to, traditional, online, and distance learning instruction.

4. Include criteria for designating baccalaureate degree and master's degree programs at specified universities as high-demand programs of emphasis. Fifty percent of the criteria for designation as high-demand programs of emphasis must be based on achievement of performance outcome thresholds determined by the Board of Governors, and 50 percent of the criteria must be based on achievement of performance outcome thresholds specifically linked to:

a. Job placement in employment of 36 hours or more per week and average full-time wages of graduates of the degree programs 1 year and 5 years after graduation, based in part on data provided in the economic security report of employment and earning outcomes produced annually pursuant to s. 445.07.

b. Data-driven gap analyses, conducted by the Board of Governors, of the state's job market demands and the outlook for jobs that require a baccalaureate or higher degree. *Each state university must use the gap analyses to identify internship opportunities for students to benefit from mentorship by industry experts, earn industry certifications, and become employed in high-demand fields.*

Section 128. Effective July 1, 2017, paragraph (d) of subsection (2), paragraph (c) of subsection (5), and subsections (6), (7), and (8) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.—

(2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The following academic and research excellence standards are established for the preeminent state research universities program:

(d) A 4-year ~~6-year~~ graduation rate of 50 ~~70~~ percent or higher for full-time, first-time-in-college students, as calculated by the Board of Governors reported annually to the IPEDS.

(5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM SUPPORT.—

(c) The award of funds under this subsection is contingent upon funding provided in the General Appropriations Act to support the preeminent state research universities program created under this section. Funding increases appropriated beyond the amounts funded in the previous fiscal year shall be distributed as follows:

1. Each designated preeminent state research university that meets the criteria in paragraph (a) shall receive an equal amount of funding.

2. Each designated emerging preeminent state research university that meets the criteria in paragraph (b) shall receive an amount of funding that is equal to *one-fourth one-half* of the total increased amount awarded to each designated preeminent state research university.

~~(6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE REQUIREMENT AUTHORITY.—In order to provide a jointly shared educational experience, a university that is designated a preeminent state research university may require its incoming first-time-in-college students to take a six-credit set of unique courses specifically determined by the university and published on the university's website. The university may stipulate that credit for such courses may not be earned through any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271 or any other transfer credit. All accelerated credits earned up~~

~~to the limits specified in ss. 1007.27 and 1007.271 shall be applied toward graduation at the student's request.~~

~~(6)(7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY AUTHORITY.—The Board of Governors is encouraged to identify and grant all reasonable, feasible authority and flexibility to ensure that each designated preeminent state research university and each designated emerging preeminent state research university is free from unnecessary restrictions.~~

~~(7)(8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors shall is encouraged to establish standards and measures whereby individual undergraduate, graduate, and professional degree programs in state universities which that objectively reflect national excellence can be identified and make recommendations to the Legislature by September 1, 2017, as to how any such programs could be enhanced and promoted.~~

Section 129. Effective July 1, 2017, subsection (1) of section 1001.92, Florida Statutes, is amended to read:

1001.92 State University System Performance-Based Incentive.—

(1) A State University System Performance-Based Incentive shall be awarded to state universities using performance-based metrics adopted by the Board of Governors of the State University System. The performance-based metrics must include 4-year graduation rates; retention rates; postgraduation education rates; degree production; affordability; postgraduation employment and salaries, including wage thresholds that reflect the added value of a baccalaureate degree; access, *with benchmarks that reward institutions with access rates at or above 50 percent*; and other metrics approved by the board in a formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding.

Section 130. Effective July 1, 2017, section 1004.6497, Florida Statutes, is created to read:

1004.6497 World Class Faculty and Scholar Program.—

(1) PURPOSE AND LEGISLATIVE INTENT.—*The World Class Faculty and Scholar Program is established to fund and support the efforts of state universities to recruit and retain exemplary faculty and research scholars. It is the intent of the Legislature to elevate the national competitiveness of Florida's state universities through faculty and scholar recruitment and retention.*

(2) INVESTMENTS.—*Retention, recruitment, and recognition efforts, activities, and investments may include, but are not limited to, investments in research-centric cluster hires, faculty research and research commercialization efforts, instructional and research infrastructure, undergraduate student participation in research, professional development, awards for outstanding performance, and postdoctoral fellowships.*

(3) FUNDING AND USE.—*Funding for the program shall be as provided in the General Appropriations Act. Each state university shall use the funds only for the purpose and investments authorized under this section.*

(4) ACCOUNTABILITY.—*By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:*

(a) *Specific expenditure information as it relates to the investments identified in subsection (2).*

(b) *The impact of those investments in elevating the national competitiveness of the universities, specifically relating to:*

1. *The success in recruiting research faculty and the resulting research funding;*

2. *The 4-year graduation rate;*

3. *The number of undergraduate courses offered with fewer than 50 students; and*

4. *The increased national academic standing of targeted programs, specifically advancement among top 50 universities in the targeted programs in well-known and highly respected national public university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings.*

Section 131. Effective July 1, 2017, section 1004.6498, Florida Statutes, is created to read:

1004.6498 *State University Professional and Graduate Degree Excellence Program.*—

(1) *PURPOSE.*—*The State University Professional and Graduate Degree Excellence Program is established to fund and support the efforts of state universities to enhance the quality and excellence of professional and graduate schools and degree programs in medicine, law, and business and expand the economic impact of state universities.*

(2) *INVESTMENTS.*—*Quality improvement efforts may include, but are not limited to, targeted investments in faculty, students, research, infrastructure, and other strategic endeavors to elevate the national and global prominence of state university medicine, law, and graduate-level business programs.*

(3) *FUNDING AND USE.*—*Funding for the program shall be as provided in the General Appropriations Act. Each state university shall use the funds only for the purpose and investments authorized under this section.*

(4) *ACCOUNTABILITY.*—*By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:*

(a) *Specific expenditure information as it relates to the investments identified in subsection (2).*

(b) *The impact of those investments in elevating the national and global prominence of the state university medicine, law, and graduate-level business programs, specifically relating to:*

1. *The first-time pass rate on the United States Medical Licensing Examination;*

2. *The first-time pass rate on The Florida Bar Examination;*

3. *The percentage of graduates enrolled or employed at a wage threshold that reflects the added value of a graduate-level business degree;*

4. *The advancement in the rankings of the state university medicine, law, and graduate-level programs in well-known and highly respected national graduate-level university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings; and*

5. *The added economic benefit of the universities to the state.*

Section 132. Effective July 1, 2017, subsection (2) of section 1007.27, Florida Statutes, is amended to read:

1007.27 *Articulated acceleration mechanisms.*—

(2)(a) The Department of Education shall annually identify and publish the minimum scores, maximum credit, and course or courses for which credit is to be awarded for each College Level Examination Program (CLEP) subject examination, College Board Advanced Placement Program examination, Advanced International Certificate of Education examination, International Baccalaureate examination, Excelsior College subject examination, Defense Activity for Non-Traditional Education Support (DANTES) subject standardized test, and Defense Language Proficiency Test (DLPT). The department shall use student performance data in subsequent postsecondary courses to determine the appropriate examination scores and courses for which

credit is to be granted. Minimum scores may vary by subject area based on available performance data. In addition, the department shall identify such courses in the general education core curriculum of each state university and Florida Community College System institution.

(b) *Each district school board shall notify students who enroll in articulated acceleration mechanism courses or take examinations pursuant to this section of the credit-by-examination equivalency list adopted by rule by the State Board of Education and the dual enrollment course and high school subject area equivalencies approved by the state board pursuant to s. 1007.271(9).*

Section 133. Effective July 1, 2017, paragraph (c) of subsection (5) of section 1008.30, Florida Statutes, is amended to read:

1008.30 *Common placement testing for public postsecondary education.*—

(5)

(c) A university board of trustees may contract with a Florida Community College System institution board of trustees for the Florida Community College System institution to provide developmental education on the state university campus. Any state university in which the percentage of incoming students requiring developmental education equals or exceeds the average percentage of such students for the Florida Community College System may offer developmental education without contracting with a Florida Community College System institution; however, any state university offering college-preparatory instruction as of January 1, 1996, may continue to provide *developmental education instruction pursuant to s. 1008.02(1) such services.*

Section 134. Effective July 1, 2017, subsection (7) of section 1009.22, Florida Statutes, is amended to read:

1009.22 *Workforce education postsecondary student fees.*—

(7) Each district school board and Florida Community College System institution board of trustees is authorized to establish a separate fee for technology, not to exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and not to exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty and ~~may shall~~ not be included in ~~an any~~ award under the Florida Bright Futures Scholarship Program, *except as authorized for the Florida Academic Scholars award under s. 1009.534.* Fifty percent of technology fee revenues may be pledged by a Florida Community College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 135. Effective July 1, 2017, subsection (10) of section 1009.23, Florida Statutes, is amended to read:

1009.23 *Florida Community College System institution student fees.*—

(10) Each Florida Community College System institution board of trustees is authorized to establish a separate fee for technology, which may not exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and may not exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty. The technology fee may apply to both college credit and developmental education and ~~may shall~~ not be included in ~~an any~~ award under the Florida Bright Futures Scholarship Program, *except as authorized for the Florida Academic Scholars award under s. 1009.534.* Fifty percent of technology fee revenues may be pledged by a Florida Community College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 136. Effective July 1, 2017, subsection (13), paragraphs (a) and (b) of subsection (15), and paragraph (b) of subsection (16) of section 1009.24, Florida Statutes, are amended to read:

1009.24 State university student fees.—

(13) Each university board of trustees may establish a technology fee of up to 5 percent of the tuition per credit hour. The revenue from this fee shall be used to enhance instructional technology resources for students and faculty. The technology fee may not be included in *an any* award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538, *except as authorized for the Florida Academic Scholars award under s. 1009.534.*

(15)(a) The Board of Governors may approve:

1. A proposal from a university board of trustees to establish a new student fee that is not specifically authorized by this section.

2. A proposal from a university board of trustees to increase the current cap for an existing fee authorized pursuant to paragraphs (14)(a)-(g).

3. A proposal from a university board of trustees to implement flexible tuition policies, such as undergraduate or graduate block tuition, block tuition differential, or market tuition rates for graduate-level online courses or graduate-level courses offered through a university's continuing education program. A block tuition policy for resident undergraduate students or undergraduate-level courses *must shall* be adopted by each university board of trustees for implementation by the fall 2018 academic semester and must be based on the per-credit-hour undergraduate tuition established under subsection (4). A block tuition policy for nonresident undergraduate students *must shall* be adopted by each university board of trustees for implementation by the fall 2018 academic semester and must be based on the per-credit-hour undergraduate tuition and out-of-state fee established under subsection (4). Flexible tuition policies, including block tuition, may not increase the state's fiscal liability or obligation.

(b) A proposal developed pursuant to paragraph (a) shall be submitted in accordance with *the public notification requirements of subsection (20) and guidelines established by the Board of Governors.* Approval by the Board of Governors of such proposals ~~proposal~~ must be made in accordance with ~~the provisions of~~ this subsection. *By October 1, 2017, each state university board of trustees shall adopt a block tuition and fee policy, pursuant to subparagraph (a)3., for implementation by the fall 2018 academic semester and submit the policy, including, but not limited to, information on the potential impact of the policy on students, to the Board of Governors. By December 1, 2017, the Chancellor of the State University System shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a summary report of such policies, the status of the board's review and approval of such policies, and the board's recommendations for improving block tuition and fee benefits for students.*

(16) Each university board of trustees may establish a tuition differential for undergraduate courses upon receipt of approval from the Board of Governors. However, beginning July 1, 2014, the Board of Governors may only approve the establishment of or an increase in tuition differential for a state research university designated as a preeminent state research university pursuant to s. 1001.7065(3). The tuition differential shall promote improvements in the quality of undergraduate education and shall provide financial aid to undergraduate students who exhibit financial need.

(b) Each tuition differential is subject to the following conditions:

1. The tuition differential may be assessed on one or more undergraduate courses or on all undergraduate courses at a state university.

2. The tuition differential may vary by course or courses, by campus or center location, and by institution. Each university board of trustees shall strive to maintain and increase enrollment in degree programs related to math, science, high technology, and other state or regional high-need fields when establishing tuition differentials by course.

3. For each state university that is designated as a preeminent state research university by the Board of Governors, pursuant to s. 1001.7065, the aggregate sum of tuition and the tuition differential may be increased by no more than 6 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year. The tuition differential may be increased if the university meets or exceeds per-

formance standard targets for that university established annually by the Board of Governors for the following performance standards, amounting to no more than a 2-percent increase in the tuition differential for each performance standard:

a. An increase in the ~~4-year~~ ~~6-year~~ graduation rate for full-time, first-time-in-college students, as *calculated by the Board of Governors reported annually to the Integrated Postsecondary Education Data System.*

b. An increase in the total annual research expenditures.

c. An increase in the total patents awarded by the United States Patent and Trademark Office for the most recent years.

4. The aggregate sum of undergraduate tuition and fees per credit hour, including the tuition differential, may not exceed the national average of undergraduate tuition and fees at 4-year degree-granting public postsecondary educational institutions.

5. The tuition differential shall not be included in *an any* award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538, *except as authorized for the Florida Academic Scholars award under s. 1009.534.*

6. Beneficiaries having prepaid tuition contracts pursuant to s. 1009.98(2)(b) which were in effect on July 1, 2007, and which remain in effect, are exempt from the payment of the tuition differential.

7. The tuition differential may not be charged to any student who was in attendance at the university before July 1, 2007, and who maintains continuous enrollment.

8. The tuition differential may be waived by the university for students who meet the eligibility requirements for the Florida public student assistance grant established in s. 1009.50.

9. Subject to approval by the Board of Governors, the tuition differential authorized pursuant to this subsection may take effect with the 2009 fall term.

Section 137. Effective July 1, 2017, subsection (9) of section 1009.53, Florida Statutes, is amended to read:

1009.53 Florida Bright Futures Scholarship Program.—

(9) A student may use an award for summer term enrollment if funds are available, *including funds appropriated in the General Appropriations Act to support, at a minimum, summer term enrollment for a Florida Academic Scholars award.*

Section 138. Effective July 1, 2017, subsection (2) of section 1009.534, Florida Statutes, is amended to read:

1009.534 Florida Academic Scholars award.—

(2) A Florida Academic Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or non-public postsecondary education institution is eligible, *beginning in the fall 2017 academic semester, for an award equal to the amount required to pay 100 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, and is eligible for an additional \$300 each fall and spring academic semester or the equivalent for textbooks and college-related specified in the General Appropriations Act to assist with the payment of educational expenses.*

Section 139. Effective July 1, 2017, subsection (2) of section 1009.701, Florida Statutes, is amended to read:

1009.701 First Generation Matching Grant Program.—

(2) Funds appropriated by the Legislature for the program shall be allocated by the Office of Student Financial Assistance to match private contributions at ~~on a ratio of \$2 of state funds to \$1 of private contributions dollar-for-dollar basis.~~ Contributions made to a state university and pledged for the purposes of this section are eligible for state matching funds appropriated for this program and are not eligible for any other state matching grant program. Pledged contributions are not

eligible for matching prior to the actual collection of the total funds. The Office of Student Financial Assistance shall reserve a proportionate allocation of the total appropriated funds for each state university on the basis of full-time equivalent enrollment. Funds that remain unmatched as of December 1 shall be reallocated to state universities that have remaining unmatched private contributions for the program on the basis of full-time equivalent enrollment.

Section 140. Effective July 1, 2017, section 1009.89, Florida Statutes, is amended to read:

1009.89 The William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grants.—

(1) The Legislature finds and declares that independent nonprofit colleges and universities eligible to participate in the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program are an integral part of the higher education system in this state and that a significant number of state residents choose this form of higher education. The Legislature further finds that a strong and viable system of independent nonprofit colleges and universities reduces the tax burden on the citizens of the state. Because the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program is not related to a student's financial need or other criteria upon which financial aid programs are based, it is the intent of the Legislature that the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program not be considered a financial aid program but rather a tuition assistance program for its citizens.

(2) The William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program shall be administered by the Department of Education. The State Board of Education shall adopt rules for the administration of the program.

(3) The department shall issue through the program a William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant to any full-time degree-seeking undergraduate student registered at an independent nonprofit college or university which is located in and chartered by the state; which is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools; which grants baccalaureate degrees; which is not a state university or Florida Community College System institution; and which has a secular purpose, so long as the receipt of state aid by students at the institution would not have the primary effect of advancing or impeding religion or result in an excessive entanglement between the state and any religious sect. Any independent college or university that was eligible to receive tuition vouchers on January 1, 1989, and which continues to meet the criteria under which its eligibility was established, shall remain eligible to receive William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant payments.

(4) A person is eligible to receive such William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant if:

(a) He or she meets the general requirements, including residency, for student eligibility as provided in s. 1009.40, except as otherwise provided in this section; and

(b)1. He or she is enrolled as a full-time undergraduate student at an eligible college or university;

2. He or she is not enrolled in a program of study leading to a degree in theology or divinity; and

3. He or she is making satisfactory academic progress as defined by the college or university in which he or she is enrolled.

(5)(a) Funding for the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* Grant Program for eligible institutions shall be as provided in the General Appropriations Act. The William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant may be paid on a prorated basis in advance of the registration period. The department shall make such payments to the college or university in which the student is enrolled for credit to the student's account for payment of tuition and fees. Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances or refunds

within 60 days of the end of regular registration. A student is not eligible to receive the award for more than 9 semesters or 14 quarters, except as otherwise provided in s. 1009.40(3).

(b) If the combined amount of the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant issued pursuant to this act and all other scholarships and grants for tuition and fees exceeds the amount charged to the student for tuition and fees, the department shall reduce the William L. Boyd, IV, *Effective Access to Student Education Florida Resident Access* grant issued pursuant to this act by an amount equal to such excess.

(6) If the number of eligible students exceeds the total authorized in the General Appropriations Act, an institution may use its own resources to assure that each eligible student receives the full benefit of the grant amount authorized.

Section 141. Effective July 1, 2017, subsections (2), (4), and (5) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward a ~~any~~ Florida high school graduate who receives recognition as a National Merit Scholar or National Achievement Scholar and who initially enrolls in the 2014-2015 academic year or, later, in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an award under the scholarship program, a student must *meet the requirements of paragraph (a) or paragraph (b):*

(a) A student who is a resident of the state, ~~Be a state resident~~ as determined in s. 1009.40 and rules of the State Board of Education, *must:*

1.~~(b)~~ Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

a.~~1~~. The student completes a home education program according to s. 1002.41; or

b.~~2~~. The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2.~~(c)~~ Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3.~~(d)~~ Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) A student who initially enrolls in a baccalaureate degree program in the 2017-2018 academic year or later and who is not a resident of this state, as determined pursuant to s. 1009.40 and rules of the State Board of Education, *must:*

1. *Physically reside in this state on or near the campus of the postsecondary educational institution in which the student is enrolled;*

2. *Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and*

3. *Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.*

(5)(a)1. An eligible student who *meets the requirements of paragraph (4)(a), who is a National Merit Scholar or National Achievement Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Fu-*

tures Scholarship and National Merit Scholarship or National Achievement Scholarship.

2. *An eligible student who meets the requirements under paragraph (4)(b), who is a National Merit Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance for a resident of this state less the student's National Merit Scholarship. Such student is exempt from the payment of out-of-state fees.*

(b) An eligible student who is a National Merit Scholar or National Achievement Scholar and who attends a Florida independent postsecondary educational institution shall receive a scholarship award equal to the highest cost of attendance for a resident of this state enrolled at a Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.

Section 142. Effective July 1, 2017, section 1009.894, Florida Statutes, is created to read:

1009.894 Florida Farmworker Student Scholarship Program.—The Legislature recognizes the vital contribution of farmworkers to the economy of this state. The Florida Farmworker Student Scholarship Program is created to provide scholarships for farmworkers, as defined in s. 420.503, and the children of such farmworkers.

(1) *The Department of Education shall administer the Florida Farmworker Student Scholarship Program according to rules and procedures established by the State Board of Education. Up to 50 scholarships shall be awarded annually according to the criteria established in subsection (2) and contingent upon an appropriation in the General Appropriations Act.*

(2)(a) *To be eligible for an initial scholarship, a student must, at a minimum:*

1. *Have a resident status as required by s. 1009.40 and rules of the State Board of Education;*

2. *Earn a minimum cumulative 3.5 weighted grade point average for all high school courses creditable towards a diploma;*

3. *Complete a minimum of 30 hours of community service; and*

4. *Have at least a 90 percent attendance rate and not have had any disciplinary action brought against him or her, as documented on the student's high school transcript.*

(b) *The department shall rank eligible initial applicants for the purposes of awarding scholarships based on need, as determined by the department.*

(c) *In order to renew a scholarship awarded pursuant to this section, a student must maintain at least a cumulative grade point average of 2.5 or higher on a 4.0 scale for college coursework.*

(3) *A scholarship recipient must enroll in a minimum of 12 credit hours per term, or the equivalent, at a public postsecondary educational institution in this state to receive funding.*

(4) *A scholarship recipient may receive an award for a maximum of 100 percent of the number of credit hours required to complete an associate or baccalaureate degree program or receive an award for a maximum of 100 percent of the credit hours or clock hours required to complete up to 90 credit hours of a program that terminates in a career certificate. The scholarship recipient is eligible for an award equal to the amount required to pay the tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, at a public postsecondary educational institution in this state. Renewal scholarships must take precedence over new awards in a year in which funds are not sufficient to accommodate both initial and renewal awards. The scholarship must be prorated for any such year.*

(5) *Subject to appropriation in the General Appropriations Act, the department shall annually issue awards from the scholarship program. Before the registration period each semester, the department shall*

transmit payment for each award to the president or director of the postsecondary educational institution, or his or her representative. However, the department may withhold payment if the receiving institution fails to submit the following reports or make the following refunds to the department:

(a) *Each institution shall certify to the department the eligibility status of each student to receive a disbursement within 30 days before the end of its regular registration period, inclusive of a drop and add period. An institution is not required to reevaluate the student eligibility after the end of the drop and add period.*

(b) *An institution that receives funds from the scholarship program must certify to the department the amount of funds disbursed to each student and remit to the department any undisbursed advance within 60 days after the end of the regular registration period.*

(6) *The department shall allocate funds to the appropriate institutions and collect and maintain data regarding the scholarship program within the student financial assistance database as specified in s. 1009.94.*

(7) *Funding for this program shall be as provided in the General Appropriations Act.*

Section 143. Effective July 1, 2017, present paragraphs (e) and (f) of subsection (10) of section 1009.98, Florida Statutes, are redesignated as paragraphs (f) and (g), respectively, and a new paragraph (e) is added to that subsection, to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

(e) *Notwithstanding the number of credit hours used by a state university to assess the amount for registration fees, the tuition differential, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before July 1, 2024, may not exceed the number of credit hours taken by that qualified beneficiary at a state university.*

Section 144. Effective July 1, 2017, section 1013.79, Florida Statutes, is amended to read:

1013.79 University Facility Enhancement Challenge Grant Program.—

(1) The Legislature recognizes that the universities do not have sufficient physical facilities to meet the current demands of their instructional and research programs. It further recognizes that, to strengthen and enhance universities, it is necessary to provide facilities in addition to those currently available from existing revenue sources. It further recognizes that there are sources of private support that, if matched with state support, can assist in constructing much-needed facilities and strengthen the commitment of citizens and organizations in promoting excellence throughout the state universities. ~~Therefore, it is the intent of the Legislature to establish a trust fund to provide the opportunity for each university to receive support for challenge grants for instructional and research-related capital facilities within the university.~~

(2) There is established the Alec P. Courtelis University Facility Enhancement Challenge Grant Program for the purpose of assisting universities build high priority instructional and research-related capital facilities, including common areas connecting such facilities. The associated foundations that serve the universities shall solicit gifts from private sources to provide matching funds for capital facilities. For the purposes of this act, private sources of funds may ~~shall~~ not include any federal, state, or local government funds that a university may receive.

~~(3)(a) There is established the Alec P. Courtelis Capital Facilities Matching Trust Fund to facilitate the development of high priority instructional and research-related capital facilities, including common areas connecting such facilities, within a university. All appropriated funds deposited into the trust fund shall be invested pursuant to s. 17.61. Interest income accruing to that portion of the trust fund shall increase the total funds available for the challenge grant program.~~

~~(b) Effective July 1, 2009, the Alec P. Courtelis Capital Facilities Matching Trust Fund is terminated.~~

~~(c) The State Board of Education shall pay any outstanding debts and obligations of the terminated fund as soon as practicable, and the Chief Financial Officer shall close out and remove the terminated funds from various state accounting systems using generally accepted accounting principles concerning warrants outstanding, assets, and liabilities.~~

~~(d) By June 30, 2008, all private funds and associated interest earnings held in the Alec P. Courtelis Capital Facilities Matching Trust Fund shall be transferred to the originating university's individual program account.~~

(3)(4) Each university shall establish, pursuant to s. 1011.42, a facilities matching grant program account as a depository for private contributions provided under this section. Once a project is under contract, funds appropriated as state matching funds may be transferred to the university's account once the Board of Governors certifies receipt of the private matching funds pursuant to subsection (4) (5). State funds that are not needed as matching funds for the project for which appropriated shall be transferred, together with any accrued interest, back to the state fund from which such funds were appropriated. The transfer of unneeded state funds ~~must~~ shall occur within 30 days after final completion of the project or within 30 days after a determination that the project will not be completed. The Public Education Capital Outlay and Debt Service Trust Fund or the Capital Improvement Trust Fund ~~may~~ shall not be used as the source of the state match for private contributions. Interest income accruing from the private donations shall be returned to the participating foundation upon completion of the project.

(4)(5) A project may not be initiated unless all private funds for planning, construction, and equipping the facility have been received and deposited in the separate university program account designated for this purpose. However, these requirements do not preclude the university from expending funds derived from private sources to develop a prospectus, including preliminary architectural schematics or models, for use in its efforts to raise private funds for a facility, and for site preparation, planning, and construction. The Board of Governors shall establish a method for validating the receipt and deposit of private matching funds. The Legislature may appropriate the state's matching funds in one or more fiscal years for the planning, construction, and equipping of an eligible facility. Each university shall notify all donors of private funds of a substantial delay in the availability of state matching funds for this program.

(5)(6) To be eligible to participate in the Alec P. Courtelis University Facility Enhancement Challenge Grant Program, a university ~~must~~ shall raise a contribution equal to one-half of the total cost of a facilities construction project from private nongovernmental sources which ~~must~~ shall be matched by a state appropriation equal to the amount raised for a facilities construction project subject to the General Appropriations Act.

(6)(7) If the state's share of the required match is insufficient to meet the requirements of subsection (5) (6), the university ~~must~~ shall renegotiate the terms of the contribution with the donors. If the project is terminated, each private donation, plus accrued interest, reverts to the foundation for remittance to the donor.

(7)(8) By October 15 of each year, the Board of Governors shall transmit to the Legislature a list of projects that meet all eligibility requirements to participate in the Alec P. Courtelis University Facility Enhancement Challenge Grant Program and a budget request that includes the recommended schedule necessary to complete each project.

(8)(9) In order for a project to be eligible under this program, it must be included in the university 5-year capital improvement plan and must receive approval from the Board of Governors or the Legislature.

(9)(10) A university's project may not be removed from the approved 3-year PECO priority list because of its successful participation in this program until approved by the Legislature and provided for in the General Appropriations Act. When such a project is completed and removed from the list, all other projects shall move up on the 3-year PECO priority list. A university ~~may~~ shall not use PECO funds, including the

Capital Improvement Trust Fund fee and the building fee, to complete a project under this section.

(10)(11) The surveys, architectural plans, facility, and equipment ~~are~~ shall be the property of the State of Florida. A facility constructed pursuant to this section may be named in honor of a donor at the option of the university and the Board of Governors. A ~~No~~ facility ~~may not~~ shall be named after a living person without prior approval by the Legislature.

(11)(12) Effective July 1, 2011, state matching funds are temporarily suspended for donations received for this program on or after June 30, 2011. Existing eligible donations remain eligible for future matching funds. The program may be restarted after \$200 million of the backlog for programs under ss. 1011.32, 1011.85, 1011.94, and this section have been matched.

(12) *Notwithstanding the suspension provision under subsection (11), for the 2017-2018 fiscal year and subject to the General Appropriations Act, the Legislature may choose to prioritize funding for those projects that have matching funds available before June 30, 2011, and that have not yet been constructed.*

Section 145. Effective July 1, 2017, subsection (3) of section 267.062, Florida Statutes, is amended to read:

267.062 Naming of state buildings and other facilities.—

(3) ~~Notwithstanding the provisions of~~ subsection (1) or s. 1013.79(10) ~~s. 1013.79(11)~~, any state building, road, bridge, park, recreational complex, or other similar facility of a state university may be named for a living person by the university board of trustees in accordance with regulations adopted by the Board of Governors of the State University System.

Section 146. *The Division of Law Revision and Information is directed to prepare a reviser's bill for the 2018 Regular Session to substitute the term "Effective Access to Student Education Grant Program" for "Florida Resident Access Grant Program" and the term "Effective Access to Student Education grant" for "Florida resident access grant" wherever those terms appear in the Florida Statutes.*

And the title is amended as follows:

Delete line 316 and insert: Information; amending s. 1001.66, F.S.; revising requirements for the performance-based metrics used to award Florida Community College System institutions with performance-based incentives; amending s. 1001.67, F.S.; revising the Distinguished Florida Community College System Institution Program excellence standards requirements; amending s. 1001.706, F.S.; requiring state universities to use gap analyses to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the pre-eminent state research universities program graduation rate requirements and funding distributions; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent of the program; authorizing investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose of the program; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided in the General Appropriations Act; requiring the funds to be used only for authorized purposes and investments; requiring the Board of Governors to submit an annual report to the Governor and the Legislature by a specified date; amending s. 1007.27, F.S.; requiring school districts to notify students about certain lists and equivalencies; amending s. 1008.30, F.S.; providing that certain state universities may continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; revising the prohibition on the inclusion of a

technology fee in the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; revising the prohibition on the inclusion of a technology fee in the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students or undergraduate-level courses by a specified time; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; revising the conditions for differential tuition; amending s. 1009.53, F.S.; authorizing a student to use funds appropriated in the General Appropriations Act for summer term enrollment for Florida Academic Scholars awards; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other college-related expenses; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program; amending s. 1009.89, F.S.; renaming the Florida Resident Access Grant Program; amending s. 1009.893, F.S.; extending coverage of Benacquisto Scholarships to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing initial and renewal scholarship student eligibility criteria; specifying award amounts and distributions; requiring the department to issue the awards annually; requiring institutions to certify certain information and remit any remaining funds to the department by a specified timeframe; requiring the department to maintain program data; providing for funding as specified in the General Appropriations Act; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; amending s. 1013.79, F.S.; revising the intent of the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting the Alec P. Courtelis Capital Facilities Matching Trust Fund; authorizing the Legislature to prioritize certain funds for the 2017-2018 fiscal year; amending s. 267.062, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing effective dates.

On motion by Senator Galvano, by two-thirds vote, **CS for CS for SB 374**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Clemens	Perry
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young

Nays—2

Farmer	Lee
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Vote after roll call:

Nay—Powell

SB 376—A bill to be entitled An act relating to charter school funding; amending s. 1011.71, F.S.; authorizing school boards to levy specified amounts for charter schools; amending s. 1013.62, F.S.; providing that charter school capital outlay funding consists of shared local capital outlay and state funding as provided in the General Appropriations Act; providing that a virtual charter school is not eligible for a funding allocation; providing legislative intent; prohibiting a charter school from being eligible for a funding allocation under certain circumstances; defining the term “affiliated party of the charter school”; specifying the grouping of eligible charter schools for funding allocation;

providing the shared local capital outlay allocation calculation and the state allocation calculation; requiring the Department of Education to make the calculations; requiring each school district to distribute the shared local capital outlay funds within a specified timeframe; specifying where capital outlay funds may be used; providing an effective date.

—was read the second time by title.

Senator Farmer moved the following amendments which were adopted:

Amendment 1 (743300) (with title amendment)—Delete lines 32-33 and insert:
schools, as specified in s. 1013.62, at the discretion of the school board, to fund:

And the title is amended as follows:

Delete line 4 and insert: specified amounts for charter schools at the discretion of the school board; amending s.

Amendment 2 (758778)—Delete lines 138-179 and insert:
enrichment by owners, operators, real estate developers, managers, and other affiliated parties of charter schools. Therefore, a charter school is not eligible for a funding allocation unless the chair of the governing board and the chief administrative officer of the charter school annually certify under oath that the funds will be used solely and exclusively for constructing, renovating, or improving charter school facilities that are:

1. *Owned by a school district, political subdivision of the state, municipality, Florida College System institution, or state university; or*
2. *Owned by an organization, qualified as an exempt organization under s. 501(c)(3) of the Internal Revenue Code, whose articles of incorporation specify that upon the organization’s dissolution, the subject property will be transferred to a school district, political subdivision of the state, municipality, Florida College System institution, or state university.*

On motion by Senator Simmons, by two-thirds vote, **SB 376**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Flores	Perry
Artiles	Gainer	Rouson
Baxley	Galvano	Simmons
Bean	Garcia	Simpson
Benacquisto	Grimsley	Stargel
Book	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Mayfield	Young
Broxson	Montford	
Campbell	Passidomo	

Nays—11

Bracy	Gibson	Rodriguez
Braynon	Lee	Thurston
Clemens	Powell	Torres
Farmer	Rader	

On motion by Senator Bradley—

CS for CS for SB 234—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (543234)—Delete line 76 and insert:

4. *The sum of \$20 million shall be appropriated annually to*

Pursuant to Rule 4.19, **CS for CS for SB 234**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SM 572—A memorial to the Congress of the United States, urging Congress to recognize January 1 as “Haitian Independence Day,” the month of May as “Haitian Heritage Month” and “Haitian American Heritage Month,” May 18 as “Haitian Flag Day,” and the month of June as “Caribbean American Heritage Month.”

—was read the second time by title. On motion by Senator Campbell, **CS for CS for SM 572** was adopted and certified to the House.

The Senate resumed consideration of—

CS for CS for SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

—which was previously considered April 6 with pending **Amendment 2 (799564)** by Senator Simmons.

On motion by Senator Simmons, further consideration of **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was deferred.

MOTIONS

On motion by Senator Latvala, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500**.

On motion by Senator Latvala, the House was requested to pass the following Senate budget bills as passed by the Senate or agree to include these bills in the appropriations conference: **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, CS for CS for SB 374, SB 376, and SB 7022**.

On motion by Senator Benacquisto, by two-thirds vote, the following Senate bills passed this day were ordered immediately certified to the House: **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, CS for CS for SB 374, SB 376, SB 7022, and CS for SB 10**.

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, April 13, 2017.

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 12, 2017: **CS for SB 10, SB 2500, SB 2502, SB 2504, SB 7022, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, CS for CS for SB 374, SB 376, CS for CS for SB 234, CS for CS for SM 572**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Bradley—

SB 1844—A bill to be entitled An act relating to public records; amending s. 381.987, F.S.; providing an exemption from public records requirements for a qualifying patient’s or caregiver’s personal identifying information, all information contained on their compassionate use registry identification cards, and all information pertaining to a physician certification for marijuana; requiring the Department of Health to allow access to the compassionate use registry to a law enforcement agency, a medical marijuana treatment center, certain licensed practitioners, and certain employees of the department for specified purposes; extending the date of future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 399 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Diamond, Spano—

CS for HB 399—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the time that a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar year basis; changing the time that a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward’s spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward’s estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 671 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) La Rosa—

HB 671—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; adding the Department of Economic Opportunity as an entity that may be issued reproductions from certain files or digital records for specified reasons; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Transportation; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 60.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 7004.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 6 and April 11 were corrected and approved.

CO-INTRODUCERS

Senators Clemens—CS for SB 302, CS for SB 448, CS for SB 1068; Grimsley—SB 360, SB 1710; Mayfield—CS for SB 928, CS for SB 1310; Montford—CS for SB 890; Simpson—CS for SB 56, SB 1390

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 7:24 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Thursday, April 13 or upon call of the President.



Journal of the Senate

Number 14—Regular Session

Thursday, April 13, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 4:00 p.m. A quorum present—33:

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bradley	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Excused: Senator Hukill

PRAYER

The following prayer was offered by Will Hosford, an employee with the Office of the Secretary of the Senate:

Heavenly Father, we humbly come before you today to ask for your guidance and wisdom as we attend to the business of making the great State of Florida even better. We thank you for this day and the successes we have had in this session so far. I pray that you will guide the Senators throughout the remainder of this session to do what is best for the people of Florida. Amen.

PLEDGE

Senate Page Coordinators Linda Wilkie and Madeline Ault, Office of the Sergeant at Arms, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Passidomo—

By Senator Passidomo—

SR 402—A resolution recognizing May 2017 as “Bladder Cancer Awareness Month” in Florida.

WHEREAS, the American Cancer Society’s Cancer Statistics Center estimates that, in 2017, 79,030 new cases of urinary bladder cancer will be diagnosed nationwide, with 16,870 people dying from the disease, and

WHEREAS, approximately 587,000 people in the United States are currently living with a diagnosis of urinary bladder cancer, and

WHEREAS, the center estimates that Florida will have 6,430 new cases of urinary bladder cancer in 2017, making it the sixth most common cancer in this state in terms of new cases, and

WHEREAS, although bladder cancer can occur at any age, the center reports that a higher percentage of people suffering from the disease are over the age of 55, with the historical probability of developing urinary bladder cancer highest for those over the age of 70, and

WHEREAS, in keeping with its population ranking and large elderly population, Florida is projected by the center to have the second highest number of new cases of urinary bladder cancer in the 50 states in 2017, and

WHEREAS, the center reports that urinary bladder cancer was the fourth most common cancer in men in Florida for the 5-year period beginning in 2009, with men currently having a 1 in 26 chance of being diagnosed in their lifetimes, while women have only a 1 in 88 chance of being diagnosed, and

WHEREAS, due to a recurrence rate of greater than 50 percent, urinary bladder cancer is one of the most expensive cancers to treat over the lifetime of the patient, and

WHEREAS, smoking, employment in certain professions with chemical exposures, and certain military chemical exposures increase the likelihood that an individual will develop urinary bladder cancer, and

WHEREAS, the diagnosis of urinary bladder cancer in women is often delayed until after common gynecological problems can be ruled out, and

WHEREAS, most people do not know the early, vague signs and symptoms of urinary bladder cancer and should discuss concerns about their urinary systems with their doctor, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That May 2017 is recognized as “Bladder Cancer Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for CS for SB 234—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring a specified appropriation for certain projects related to the St. Johns River and its tributaries or the Keystone Lake Region; requiring the distribution to be reduced by an amount equal to the debt service paid on certain bonds; providing an effective date.

—as amended April 12, was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 234**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rader
Articles	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimley	Simpson
Book	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Clemens	Perry	Young
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Garcia

SPECIAL ORDER CALENDAR

On motion by Senator Galvano—

CS for SB 532—A bill to be entitled An act relating to public notification of pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of a reportable pollution release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring owners or operators to provide notice when a reportable pollution release migrates outside the property boundaries of the installation; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide required notice; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 532** was placed on the calendar of Bills on Third Reading.

On motion by Senator Powell—

CS for CS for SB 886—A bill to be entitled An act relating to public records; creating s. 397.6760, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding substance abuse impaired persons; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 886** was placed on the calendar of Bills on Third Reading.Consideration of **CS for CS for SB 550** was deferred.

On motion by Senator Clemens—

SB 350—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to implement, administer, maintain, and revise a basic abilities examination by a specified date; requiring the commission to establish specified procedures and standards; amending s. 943.17, F.S.; requiring the commission to set a fee for the basic abilities examination; requiring a nonrefundable fee for each examination attempt; requiring that examination fees be deposited in the Criminal Justice Standards and Training Trust Fund; providing a condition for when the examination fee takes effect; reenacting s. 943.173(3), F.S., relating to examinations, administration, and materials not being public records, to incorporate the amendment made to s. 943.17, F.S., in a reference thereto; reenacting and amending s. 943.25(2), F.S., relating to criminal justice trust funds; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 350** was placed on the calendar of Bills on Third Reading.

SB 372—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; authorizing reproductions from certain files or digital records maintained by the Department of Highway Safety and Motor Vehicles to be made and issued to the Department of Economic Opportunity pursuant to an interagency agreement for specified purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 372**, pursuant to Rule 3.11(3), there being no objection, **HB 671** was withdrawn from the Committees on Commerce and Tourism; Transportation; and Rules.

On motion by Senator Stargel—

HB 671—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; adding the Department of Economic Opportunity as an entity that may be issued reproductions from certain files or digital records for specified reasons; providing an effective date.

—a companion measure, was substituted for **SB 372** and read the second time by title.Pursuant to Rule 4.19, **HB 671** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 172—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member, in a proceeding to determine a person’s incapacity, to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service in the incapacity proceeding; revising the timeframe within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner or the alleged incapacitated person to move for a continuance if service is not timely carried out and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the timeframe within which a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar-year basis; decreasing the timeframe within which a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; removing the re-

quirement that a court first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 172**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 399** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

On motion by Senator Passidomo—

CS for HB 399—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the time that a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar year basis; changing the time that a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 172** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 399** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for CS for SB 18—A bill to be entitled An act for the relief of "Survivor" and the Estate of "Victim"; providing appropriations to compensate Survivor and the Estate of Victim for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing that the amount already paid by the department and the appropriation satisfy all present and future claims related to the injuries of Survivor and the death of Victim; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 18** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for CS for SB 852—A bill to be entitled An act relating to human trafficking; amending s. 39.524, F.S.; requiring the Department of Children and Families or a sheriff's office to conduct a multidisciplinary staffing on child victims of commercial sexual exploitation to determine

the child's service and placement needs; revising the date by which the department or sheriff's office must submit a report to the Legislature on child commercial sexual exploitation and safe-harbor placements; revising the contents of the report, including recommendations by the Office of Program Policy Analysis and Government Accountability study on commercial sexual exploitation of children; requiring the department to maintain certain data on the child victims; amending s. 92.565, F.S.; adding commercial sexual activity as a crime in which the defendant's admission is admissible during trial; amending s. 409.016, F.S.; defining the term "commercial sexual exploitation"; amending s. 409.1678, F.S.; deleting the term "sexually exploited child"; removing an obsolete date; conforming provisions to changes made by the act; amending s. 409.1754, F.S.; requiring the department or sheriff's office to conduct multidisciplinary staffings for child victims; requiring a service plan for all victims of child commercial sexual exploitation; requiring the department or sheriff's office to follow up on all victims of child commercial sexual exploitation within a specified timeframe; amending s. 464.013, F.S.; revising the continuing medical education course requirements for certain relicensures or recertifications to include a course in human trafficking; providing requirements and procedures for the course; amending s. 907.041, F.S.; adding human trafficking to the list of crimes requiring pretrial detention of the defendant; reenacting s. 790.065(2)(c), F.S., relating to the sale and delivery of firearms to incorporate the amendment made to s. 907.041, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (619590)—Delete lines 549-550 and insert:
licensees must complete this course for every biennial licensure renewal on or after January 1, 2019.

Pursuant to Rule 4.19, **CS for CS for SB 852**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 550—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; providing that the personal identifying information of a witness to a murder remains confidential and exempt for a specified period; amending s. 119.071, F.S.; providing an exemption from public records requirements for criminal intelligence or criminal investigative information that reveals the personal identifying information of a witness to a murder for a specified period; authorizing specified entities and parties to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 550**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 111** was withdrawn from the Committees on Criminal Justice; Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Bracy—

CS for CS for HB 111—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; providing that the personal identifying information of a witness to a murder remains confidential and exempt for a specified period; amending s. 119.071, F.S.; providing an exemption from public records requirements for criminal intelligence or criminal investigative information that reveals the personal identifying information of a witness to a murder for a specified period; authorizing specified entities and parties to receive the information; providing for future legislative review and repeal of the exemption; amending s. 119.0714, F.S.; providing that the public records exemption applies to personal identifying information of a witness to a murder that is made part of a court file; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 550** and read the second time by title.

On motion by Senator Bracy, by two-thirds vote, **CS for CS for HB 111** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rodriguez
Artiles	Garcia	Rouson
Baxley	Gibson	Simmons
Bean	Grimsley	Simpson
Benacquisto	Hutson	Stargel
Book	Latvala	Steube
Bracy	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—3

Bradley	Brandes	Clemens
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Vote after roll call:

Yea—Galvano

On motion by Senator Hutson—

CS for CS for SB 884—A bill to be entitled An act relating to shark fins; creating s. 379.2426, F.S.; defining terms; prohibiting persons from possessing separated shark fins except under certain conditions; providing penalties; prohibiting persons with suspended or revoked license privileges from engaging in certain activities; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 884** was placed on the calendar of Bills on Third Reading.

At the direction of the President, the Senate resumed consideration of—

CS for CS for SB 1052—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

—which was previously considered April 6. Pending **Amendment 2 (799564)** by Senator Simmons was adopted.

Senator Rodriguez moved the following amendment which failed:

Amendment 3 (947358) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 776.012, Florida Statutes, is amended to read:

776.012 Use or threatened use of force in defense of person.—

(2) A person is justified in using or threatening to use deadly force if he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm to himself or herself or another or to prevent the imminent commission of a forcible felony. A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat and has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity, *is not excluded under s. 776.041*, and is in a place where he or she has a right to be.

Section 2. For the purpose of incorporating the amendment made by this act to section 776.012, Florida Statutes, in a reference thereto, subsection (3) of section 776.013, Florida Statutes, is reenacted to read:

776.013 Home protection; use or threatened use of deadly force; presumption of fear of death or great bodily harm.—

(3) A person who is attacked in his or her dwelling, residence, or vehicle has no duty to retreat and has the right to stand his or her ground and use or threaten to use force, including deadly force, if he or she uses or threatens to use force in accordance with s. 776.012(1) or (2) or s. 776.031(1) or (2).

Section 3. For the purpose of incorporating the amendment made by this act to section 776.012, Florida Statutes, in a reference thereto, subsection (1) of section 776.032, Florida Statutes, is reenacted to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in such conduct and is immune from criminal prosecution and civil action for the use or threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

Section 4. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to justifiable use of force; amending s. 776.012, F.S.; providing that a person who uses or threatens to use deadly force does not have a duty to retreat and has the right to stand his or her ground if he or she is not otherwise excluded under s. 776.041, F.S., from claiming that the use or threatened use of deadly force was justified; reenacting ss. 776.013(3) and 776.032(1), F.S., relating to use or threatened use of deadly force and immunity from criminal prosecution and civil action for justifiable use or threatened use of force, respectively, to incorporate the amendment made to s. 776.012, F.S., in references thereto; providing an effective date.

Senator Simmons moved the following amendment which was adopted:

Amendment 4 (833056) (with title amendment)—Delete lines 14-22 and insert:

(3) A person who is ~~attacked in a his or her dwelling or, residence in which the person has a right to be, or vehicle~~ has no duty to retreat and has the right to stand his or her ground by ~~using or threatening and use or threaten~~ to use force, including deadly force, if he or she ~~reasonably believes that such conduct is necessary to prevent death or great bodily harm to himself, herself, or another or to prevent the imminent commission of a forcible felony~~ ~~uses or threatens to use force in accordance with s. 776.012(1) or (2) or s. 776.031(1) or (2).~~

And the title is amended as follows:

Delete lines 3-6 and insert: s. 776.013, F.S.; specifying that a person who is in a dwelling or residence in which he or she has a right to be has no duty to retreat and has the right to stand his or her ground under certain circumstances; providing an effective date.

On motion by Senator Simmons, by two-thirds vote, **CS for CS for SB 1052**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—22

Mr. President	Flores	Perry
Articles	Gainer	Simmons
Baxley	Galvano	Simpson
Bean	Grimsley	Stargel
Benacquisto	Latvala	Steube
Bradley	Lee	Young
Brandes	Mayfield	
Broxson	Passidomo	

Nays—15

Book	Farmer	Rodriguez
Bracy	Gibson	Rouson
Braynon	Montford	Stewart
Campbell	Powell	Thurston
Clemens	Rader	Torres

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hutson, by two-thirds vote, **SB 1462** was withdrawn from the committees of reference and further consideration.

On motion by Senator Gibson, by two-thirds vote, **SB 1300**, **SB 366**, and **SB 836** were withdrawn from the committees of reference and further consideration.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5105 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Education Committee and Representative(s) Latvala, Bileca, Fischer, Raburn—

HB 5105—A bill to be entitled An act relating to school improvement; amending s. 1001.42, F.S.; revising provisions relating to school improvements plans; requiring only specified schools to submit a school improvement plan; deleting a requirement that certain information be included in the improvement plans of certain schools; revising the grade levels required to implement an early warning system; revising the required content of an early warning system; requiring a specified team to monitor specified data; authorizing a psychologist to be a member of the team; revising what constitutes an educational emergency and establishing duties of district school boards relating to such emergency; amending s. 1008.33, F.S.; providing that intervention and support services apply consistently to any school meeting specified criteria; revising the required timeline for the implementation of a district-managed turnaround plan; providing turnaround options available to school districts meeting specified criteria; amending s. 1008.345, F.S.; revising the criteria a school must meet to have a community assessment team; revising the duties of a community assessment team; amending 1002.33, F.S.; revising the criteria a charter school must meet to require corrective action; revising requirements for corrective action by charter schools; revising criteria for waiver of automatic charter termination; creating s. 1002.333, F.S., relating to persistently low-performing schools; providing definitions; providing eligibility criteria for hope operators; providing for the designation and redesignation of a hope operator; authorizing hope operators to establish schools of hope in specified areas; providing the process for the establishment of a school of hope; providing the requirements for a performance-based agreement; authorizing a school of hope to be designated as a local education

agency; providing that a sponsor is not liable for specified damages; providing that a school of hope may be a private or public employer; authorizing a school of hope to participate in the Florida Retirement System; authorizing a hope operator to employ certain staff; providing specific statutory exemptions for schools of hope; providing requirements for facilities used by schools of hope; requiring districts to annually provide a list of specified property to the Department of Education; providing that schools of hope shall be funded through the Florida Education Finance Program; establishing additional funding sources and guidelines for eligible expenditures; providing a mechanism to address school district noncompliance; providing authority and obligations of the State Board of Education; providing a mechanism for the resolution of disputes; providing for rulemaking; creating s. 1001.291, F.S.; establishing the Schools of Hope Revolving Loan Program; providing criteria for administration of the program; providing for severability; providing effective dates.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5105** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5105—A bill to be entitled An act relating to school improvement; amending s. 1001.42, F.S.; revising provisions relating to school improvements plans; requiring only specified schools to submit a school improvement plan; deleting a requirement that certain information be included in the improvement plans of certain schools; revising the grade levels required to implement an early warning system; revising the required content of an early warning system; requiring a specified team to monitor specified data; authorizing a psychologist to be a member of the team; revising what constitutes an educational emergency and establishing duties of district school boards relating to such emergency; amending s. 1008.33, F.S.; providing that intervention and support services apply consistently to any school meeting specified criteria; revising the required timeline for the implementation of a district-managed turnaround plan; providing turnaround options available to school districts meeting specified criteria; amending s. 1008.345, F.S.; revising the criteria a school must meet to have a community assessment team; revising the duties of a community assessment team; amending 1002.33, F.S.; revising the criteria a charter school must meet to require corrective action; revising requirements for corrective action by charter schools; revising criteria for waiver of automatic charter termination; creating s. 1002.333, F.S., relating to persistently low-performing schools; providing definitions; providing eligibility criteria for hope operators; providing for the designation and redesignation of a hope operator; authorizing hope operators to establish schools of hope in specified areas; providing the process for the establishment of a school of hope; providing the requirements for a performance-based agreement; authorizing a school of hope to be designated as a local education agency; providing that a sponsor is not liable for specified damages; providing that a school of hope may be a private or public employer; authorizing a school of hope to participate in the Florida Retirement System; authorizing a hope operator to employ certain staff; providing specific statutory exemptions for schools of hope; providing requirements for facilities used by schools of hope; requiring districts to annually provide a list of specified property to the Department of Education; providing that schools of hope shall be funded through the Florida Education Finance Program; establishing additional funding sources and guidelines for eligible expenditures; providing a mechanism to address school district noncompliance; providing authority and obligations of the State Board of Education; providing a mechanism for the resolution of disputes; providing for rulemaking; creating s. 1001.291, F.S.; establishing the Schools of Hope Revolving Loan Program; providing criteria for administration of the program; providing for severability; providing effective dates.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5105** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (156506)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5105**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

Vote after roll call:

Yea—Steube

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5203 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Brodeur—

HB 5203—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; authorizing the use of state funds for administration of the program; deleting a requirement that implementation of the program is contingent on nonstate funding; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5203** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5203—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; authorizing the use of state funds for administration of the program; deleting a requirement that implementation of the program is contingent on nonstate funding; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5203** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (192274)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5203**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bradley	Farmer
Baxley	Brandes	Flores
Bean	Braynon	Gainer
Benacquisto	Broxson	Galvano
Book	Campbell	Gibson
Bracy	Clemens	Grimsley

Latvala	Powell	Stargel
Lee	Rader	Steube
Mayfield	Rodriguez	Stewart
Montford	Rouson	Thurston
Passidomo	Simmons	Torres
Perry	Simpson	Young

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5205 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Brodeur—

HB 5205—A bill to be entitled An act relating to the Department of Veterans' Affairs; terminating the State Homes for Veterans Trust Fund within the department; providing for the disposition of balances in, revenues of, and outstanding appropriations of the trust fund; prescribing termination procedures; amending s. 20.375, F.S.; revising provisions for use and administration of funds in the department's Operations and Maintenance Trust Fund; conforming provisions to changes made by the act; amending s. 296.11, F.S.; revising purposes for the expenditure of moneys in the trust fund; amending s. 296.37, F.S.; revising income requirements for certain contributions by residents of a veterans' nursing home; amending ss. 296.38, 320.02, 320.08058, 320.089, 320.0891, and 322.08, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5205** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5205—A bill to be entitled An act relating to the Department of Veterans' Affairs; terminating the State Homes for Veterans Trust Fund within the department; providing for the disposition of balances in, revenues of, and outstanding appropriations of the trust fund; prescribing termination procedures; amending s. 20.375, F.S.; revising provisions for use and administration of funds in the department's Operations and Maintenance Trust Fund; conforming provisions to changes made by the act; amending s. 296.11, F.S.; revising purposes for the expenditure of moneys in the trust fund; amending s. 296.37, F.S.; revising income requirements for certain contributions by residents of a veterans' nursing home; amending ss. 296.38, 320.02, 320.08058, 320.089, 320.0891, and 322.08, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5205** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (398442)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5205**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Bradley	Farmer
Baxley	Brandes	Flores
Bean	Braynon	Gainer
Benacquisto	Broxson	Galvano
Book	Campbell	Gibson
Bracy	Clemens	Grimsley

Latvala	Powell	Stargel
Lee	Rader	Steube
Mayfield	Rodriguez	Stewart
Montford	Rouson	Thurston
Passidomo	Simmons	Torres
Perry	Simpson	

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5301 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) Ingoglia—

HB 5301—A bill to be entitled An act relating to state agency information technology reorganization; transferring all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues and existing contracts, administrative authority, certain administrative rules, trust funds, and unexpended balances of appropriations, allocations, and other funds of the state data center within the Agency for State Technology to the Department of Management Services and the Agency for State Technology to the Office of Technology and Data Solutions, respectively, by a type two transfer; providing that untransferred rules of the Agency for State Technology are repealed; providing that certain binding contracts and interagency agreements continue for remainder of terms; amending ss. 17.0315 and 20.055, F.S.; conforming provisions to changes made by the act; amending s. 20.22, F.S.; establishing the State Data Center Program and the Office of Technology and Data Solutions within the Department of Management Services; repealing s. 20.61, F.S., relating to the Agency for State Technology; amending ss. 97.0525, 110.205, 215.322, 215.96, and 216.292, F.S.; conforming provisions to changes made by the act; amending s. 282.003, F.S.; revising a short title; amending s. 282.0041, F.S.; revising and providing definitions; amending s. 282.0051, F.S.; transferring powers, duties, and functions of the Agency for State Technology to the Office of Technology and Data Solutions and revising such powers, duties, and functions; providing for the appointment of and requirements for the state chief information officer, the chief data officer, and the chief information security officer; removing requirements that the office publish certain policies and standards; removing a requirement that the office provide certain training opportunities to state agencies; requiring the office to review state agency project oversight deliverables and provide certain recommendations to the Governor and the Legislature; requiring state agencies to submit project oversight deliverables to the office for certain information technology projects; removing certain reporting requirements; requiring the office, in collaboration with the department, to recommend best practices for the procurement of commercial cloud computing services and an information technology policy for information technology-related state contracts; requiring the development of and providing requirements for an enterprise data inventory; removing a requirement that the office conduct certain annual assessments; removing a requirement that the office provide operational management and oversight of the state data center; removing requirements that the office make certain recommendations; removing a requirement that the office provide project oversight on certain information technology projects of specified departments; amending s. 282.00515, F.S.; requiring specified departments to adopt certain standards and authorizing such departments to consult with the office; requiring specified departments to submit project oversight deliverables to the office for certain information technology projects; conforming a cross-reference; amending s. 282.201, F.S.; transferring the state data center from the Agency for State Technology to the Department of Management Services and revising state data center duties; revising the method of hosting data center services; requiring the Secretary of Management Services to appoint a director of the state data center; deleting legislative intent; requiring the state data center to develop and implement necessary operating guidelines and procedures for a cost recovery mechanism; requiring the state data center, in collaboration with the Department of

Law Enforcement, to develop and implement a process for detecting, reporting, and responding to information technology security incidents, breaches, and threats; requiring the state data center to establish a commercial cloud computing services in certain circumstances; requiring the state data center to provide a biennial report on the use of cloud computing by state agency customer entities to the Governor, the Legislature, and the Office of Technology and Data Solutions; removing obsolete language; creating s. 282.206, F.S.; requiring a state agency customer entity to notify the state data center biannually of changes in anticipated use of state data center services; requiring a state agency customer entity to develop a plan that includes specified elements to address its applications located at the state data center; requiring the use of commercial cloud computing services in certain circumstances; amending ss. 282.318, 287.057, 287.0591, 445.011, 445.045, 668.50, and 943.0415, F.S.; conforming provisions to changes made by the act; creating the Florida Cybersecurity Task Force; providing membership and duties of the task force; requiring the cooperation of executive branch departments and agencies; requiring a report to be submitted to the Governor and the Legislature; providing for expiration; specifying that certain transfers do not require Legislative Budget Commission approval; providing appropriations; providing for the allocation of appropriated funds; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5301** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5301—A bill to be entitled An act relating to state agency information technology reorganization; transferring all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues and existing contracts, administrative authority, certain administrative rules, trust funds, and unexpended balances of appropriations, allocations, and other funds of the state data center within the Agency for State Technology to the Department of Management Services and the Agency for State Technology to the Office of Technology and Data Solutions, respectively, by a type two transfer; providing that untransferred rules of the Agency for State Technology are repealed; providing that certain binding contracts and interagency agreements continue for remainder of terms; amending ss. 17.0315 and 20.055, F.S.; conforming provisions to changes made by the act; amending s. 20.22, F.S.; establishing the State Data Center Program and the Office of Technology and Data Solutions within the Department of Management Services; repealing s. 20.61, F.S., relating to the Agency for State Technology; amending ss. 97.0525, 110.205, 215.322, 215.96, and 216.292, F.S.; conforming provisions to changes made by the act; amending s. 282.003, F.S.; revising a short title; amending s. 282.0041, F.S.; revising and providing definitions; amending s. 282.0051, F.S.; transferring powers, duties, and functions of the Agency for State Technology to the Office of Technology and Data Solutions and revising such powers, duties, and functions; providing for the appointment of and requirements for the state chief information officer, the chief data officer, and the chief information security officer; removing requirements that the office publish certain policies and standards; removing a requirement that the office provide certain training opportunities to state agencies; requiring the office to review state agency project oversight deliverables and provide certain recommendations to the Governor and the Legislature; requiring state agencies to submit project oversight deliverables to the office for certain information technology projects; removing certain reporting requirements; requiring the office, in collaboration with the department, to recommend best practices for the procurement of commercial cloud computing services and an information technology policy for information technology-related state contracts; requiring the development of and providing requirements for an enterprise data inventory; removing a requirement that the office conduct certain annual assessments; removing a requirement that the office provide operational management and oversight of the state data center; removing requirements that the office make certain recommendations; removing a requirement that the office provide project oversight on certain information technology projects of specified departments; amending s. 282.00515, F.S.; requiring specified departments to adopt certain standards and authorizing such departments to consult with the office; requiring specified departments to submit project oversight deliverables to the office for certain information technology projects; conforming a cross-reference; amending s. 282.201, F.S.; transferring the state data center from the Agency for

State Technology to the Department of Management Services and revising state data center duties; revising the method of hosting data center services; requiring the Secretary of Management Services to appoint a director of the state data center; deleting legislative intent; requiring the state data center to develop and implement necessary operating guidelines and procedures for a cost recovery mechanism; requiring the state data center, in collaboration with the Department of Law Enforcement, to develop and implement a process for detecting, reporting, and responding to information technology security incidents, breaches, and threats; requiring the state data center to establish a commercial cloud computing services in certain circumstances; requiring the state data center to provide a biennial report on the use of cloud computing by state agency customer entities to the Governor, the Legislature, and the Office of Technology and Data Solutions; removing obsolete language; creating s. 282.206, F.S.; requiring a state agency customer entity to notify the state data center biannually of changes in anticipated use of state data center services; requiring a state agency customer entity to develop a plan that includes specified elements to address its applications located at the state data center; requiring the use of commercial cloud computing services in certain circumstances; amending ss. 282.318, 287.057, 287.0591, 445.011, 445.045, 668.50, and 943.0415, F.S.; conforming provisions to changes made by the act; creating the Florida Cybersecurity Task Force; providing membership and duties of the task force; requiring the cooperation of executive branch departments and agencies; requiring a report to be submitted to the Governor and the Legislature; providing for expiration; specifying that certain transfers do not require Legislative Budget Commission approval; providing appropriations; providing for the allocation of appropriated funds; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5301** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (100366)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5301**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5401 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Clemons—

HB 5401—A bill to be entitled An act relating to pesticide registration; amending s. 487.041, F.S.; removing provisions relating to supplemental registration fees for certain pesticides that contain active ingredients for which the United States Environmental Protection

Agency has established food tolerance limits; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5401** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5401—A bill to be entitled An act relating to pesticide registration; amending s. 487.041, F.S.; removing provisions relating to supplemental registration fees for certain pesticides that contain active ingredients for which the United States Environmental Protection Agency has established food tolerance limits; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5401** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (331650)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5401**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5403 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Harrison—

HB 5403—A bill to be entitled An act relating to trust funds; terminating the Environmental Laboratory Trust Fund within the Department of Environmental Protection; providing for the disposition of balances in, revenues of, and all outstanding appropriations of the trust fund; prescribing procedures for the termination of the trust fund; amending s. 20.25501, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5403** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5403—A bill to be entitled An act relating to trust funds; terminating the Environmental Laboratory Trust Fund within the Department of Environmental Protection; providing for the disposition of balances in, revenues of, and all outstanding appropriations of the trust

fund; prescribing procedures for the termination of the trust fund; amending s. 20.25501, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5403** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (916860)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5403**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 5501 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee and Representative(s) Ingram—

HB 5501—A bill to be entitled An act relating to displaced homemakers; terminating the Displaced Homemaker Trust Fund within the Department of Economic Opportunity; providing for the disposition of balances in and revenues of such trust fund; provides procedures for the termination of the trust fund; repealing ss. 446.50, 446.51, 446.52, and 1010.84, F.S., relating to displaced homemaker programs, prohibited discrimination and confidentiality of information related to such programs, and the Displaced Homemaker Trust Fund, respectively; amending ss. 20.60, 28.101, 187.201, 445.003, 445.004, 741.01, and 741.011, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **HB 5501** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

HB 5501—A bill to be entitled An act relating to displaced homemakers; terminating the Displaced Homemaker Trust Fund within the Department of Economic Opportunity; providing for the disposition of balances in and revenues of such trust fund; provides procedures for the termination of the trust fund; repealing ss. 446.50, 446.51, 446.52, and 1010.84, F.S., relating to displaced homemaker programs, prohibited discrimination and confidentiality of information related to such programs, and the Displaced Homemaker Trust Fund, respectively; amending ss. 20.60, 28.101, 187.201, 445.003, 445.004, 741.01, and 741.011, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **HB 5501** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (828896)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **HB 5501**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	

Nays—None

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7069 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Portia Palmer, Clerk

By Appropriations Committee, Education Committee and Representative(s) Diaz, M., Fischer—

CS for HB 7069—A bill to be entitled An act relating to the best and brightest teachers and principals; amending s. 1012.731, F.S.; revising the eligibility criteria for the Florida Best and Brightest Teacher Scholarship Program; providing for retention of a classroom teacher's scholarship eligibility under certain circumstances; requiring each school district to annually submit certain information to the Department of Education; deleting the scheduled expiration of the section; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Principal Scholarship Program; providing legislative intent; providing for funding of the program; providing for certain school principals to receive a scholarship under the program; providing eligibility requirements; requiring the department to annually identify eligible school principals and disburse funds to school districts by a specified date; requiring each eligible school principal to receive a scholarship; requiring scholarships to be prorated under certain circumstances; requiring school districts to annually award scholarships to eligible school principals by a specified date; requiring school districts to provide best and brightest principals with specified additional authority and responsibilities; defining the term "school district"; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

Pursuant to Rule 3.11(3), there being no objection, **CS for HB 7069** was withdrawn from the Committees on Appropriations; and Rules.

On motion by Senator Latvala—

CS for HB 7069—A bill to be entitled An act relating to the best and brightest teachers and principals; amending s. 1012.731, F.S.; revising the eligibility criteria for the Florida Best and Brightest Teacher Scholarship Program; requiring certain classroom teachers to submit an official transcript with a specified honor to demonstrate eligibility; providing for retention of a classroom teacher's scholarship eligibility under certain circumstances; requiring each school district to annually

submit certain information to the Department of Education; deleting the scheduled expiration of the section; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Principal Scholarship Program; providing legislative intent; providing for funding of the program; providing for certain school principals to receive a scholarship under the program; providing eligibility requirements; requiring the department to annually identify eligible school principals and disburse funds to school districts by a specified date; requiring each eligible school principal to receive a scholarship; requiring scholarships to be prorated under certain circumstances; requiring school districts to annually award scholarships to eligible school principals by a specified date; requiring school districts to provide best and brightest principals with specified additional authority and responsibilities; defining the term "school district"; providing an effective date.

—was read the first time by title. On motion by Senator Latvala, by two-thirds vote, **CS for HB 7069** was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (223676)—Delete everything after the enacting clause and insert:

On motion by Senator Latvala, by two-thirds vote, **CS for HB 7069**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	

Nays—None

MOTIONS

On motion by Senator Latvala, the Senate, having refused to pass **HB 5105**, **CS for HB 7069**, **HB 5401**, **HB 5403**, **HB 5501**, **HB 5203**, **HB 5205**, and **HB 5301** as passed by the House, acceded to the request for a conference committee.

On motion by Senator Benacquisto, by two-thirds vote, **HB 5105**, **CS for HB 7069**, **HB 5401**, **HB 5403**, **HB 5501**, **HB 5203**, **HB 5205**, and **HB 5301** were ordered immediately certified to the House.

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 13, 2017: **CS for SB 532**, **CS for CS for SB 886**, **CS for CS for SB 550**, **SB 350**, **SB 372**, **CS for CS for SB 172**, **CS for CS for SB 18**, **CS for CS for SB 852**, **CS for CS for SB 884**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Banking and Insurance recommends the following pass: **SB 1766**

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Appropriations recommends the following pass: **CS for SB 730**; **SCR 1360**; **CS for SB 1402**

The bills were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: **SB 114**; **SB 256**

The Committee on Rules recommends the following pass: **CS for SB 36**; **CS for SJR 76**; **CS for SB 530**; **CS for CS for SB 724**; **CS for SB 1136**; **CS for CS for SB 1330**; **SB 1620**; **SB 7026**

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: **SB 1768**

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Rules recommends a committee substitute for the following: **SB 7024**

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Finance and Tax recommends the following pass: **CS for SB 90**; **CS for SB 1442**

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: **CS for SB 772**; **SB 1222**

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: **CS for SB 1086**; **SB 1390**; **SB 1416**

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

EXECUTIVE ORDER NUMBER 17-97 (Executive Order of Suspension)

WHEREAS, James A. Harris, Jr., is currently serving as the Tax Collector of Franklin County, Florida; and

WHEREAS, on March 31, 2017, James A. Harris, Jr. was arrested, and was charged by Information on April 3, 2017, with one count of Unlawful Sexual Activity with a Minor, a second-degree felony in violation of section 794.05(1), Florida Statutes; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, it is in the best interests of the residents of Franklin County, and the citizens of the State of Florida, that James A. Harris, Jr., be immediately suspended from the public office he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. James A. Harris, Jr., is, and at all times material hereto was, serving as the Tax Collector of Franklin County.

B. The office of Tax Collector of Franklin County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.

C. On March 31, 2017, James A. Harris, Jr., was arrested, and was been charged by Information on April 3, 2017, with Unlawful Sexual Activity with a Minor, a second-degree felony in violation of section 794.05(1), Florida Statutes, as evidenced by the attached Information, which is incorporated as if fully stated in this Executive Order.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. James A. Harris, Jr., is suspended from the public office that he now holds, to wit: Tax Collector of Franklin County, Florida.

Section 2. James A. Harris, Jr., is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 3rd day of April, 2017.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Ethics and Elections.]

The Honorable Joe Negron
President of the Senate
409, The Capitol
Tallahassee, FL 32399-1100

April 13, 2017

RE: Suspension of:
HARRIS, JR., James A.
Tax Collector of Franklin County, Florida

Dear President Negron:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of James A. Harris, Jr.

By Executive Order Number 17-97 filed with the Secretary of State on April 3, 2017, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended James A. Harris, Jr., as Tax Collector of Franklin County, Florida, alleging that he committed one felony count of Unlawful Sexual Activity with a Minor, in violation of s. 794.05(1), Florida Statutes. By letter dated April 3, 2017, Mr. Harris resigned from office. Therefore, this matter is moot.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2017 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Kathleen Passidomo, Chair

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Banking and Insurance; and Senator Lee—

CS for SB 1768—A bill to be entitled An act relating to public records; amending s. 324.242, F.S.; revising an exemption from public records requirements to exempt certain information held by the De-

partment of Highway Safety and Motor Vehicles relating to medical payments coverage and liability motor vehicle insurance policies, rather than relating to personal injury protection and property damage liability insurance policies; requiring the department to provide certain policy numbers to specified parties; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Rules; and Banking and Insurance—

CS for SB 7024—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S.; revising the definition of the term “proprietary business information” as used in an exemption from public record requirements relating to information provided by title insurance agencies and insurers to the Office of Insurance Regulation; removing the scheduled repeal of an exemption; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 101 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Cortes, B., Burgess, Fischer, Grall, Magar, Mariano, Plakon, Spano, Yarborough—

CS for CS for HB 101—A bill to be entitled An act relating to certificates of nonviable birth; creating the "Grieving Families Act"; amending s. 382.002, F.S.; providing a definition; amending 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to electronically receive a certificate of nonviable birth; authorizing certain health care practitioners and health care facilities to electronically file a registration of nonviable birth within a specified timeframe; amending s. 382.0085, F.S.; conforming a cross-reference; creating s. 382.0086, F.S.; requiring the Department of Health to issue a certificate of nonviable birth within a specified timeframe upon the request of a parent; requiring the person registering the nonviable birth to advise the parent that a certificate of nonviable birth is available, that the certificate of nonviable birth is a public record, and that certain information is exempt from disclosure; requiring the request for a certificate of nonviable birth to be on a form prescribed by the department and to include certain information; providing requirements for the certificate of nonviable birth; authorizing a parent to request a certificate of nonviable birth regardless of the date on which the nonviable birth occurred; designating the refusal to issue a certificate of nonviable birth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of nonviable birth to calculate live birth statistics; prohibiting specified provisions from being used in certain civil actions; authorizing the department to adopt rules; amending s. 382.0255, F.S.; authorizing the department to collect fees for processing and filing a new certificate of nonviable birth; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 103 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Cortes, B., Fischer, Mariano—

CS for HB 103—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing procedures for the registration of a nonviable birth; requiring nonviable birth certificates to contain information required for legal, social, and health research purposes; directing the Department of Health to authorize the issuance of certain records; providing that certain information included in nonviable birth certificates is confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 129 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plasencia—

CS for CS for HB 129—A bill to be entitled An act relating to health care practitioner regulation; amending s. 400.9905, F.S.; revising the definition of the term "medical director" to include certain physician assistants and advanced registered nurse practitioners; amending ss. 458.347 and 459.022, F.S.; authorizing a physician assistant to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician; providing an exception; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, or endorsement of a physician; providing an exception; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 209, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Miller, A., Diamond, Fine, Massullo—

CS for CS for HB 209—A bill to be entitled An act relating to medical faculty and medical assistant certification; amending s. 456.013, F.S.; requiring the Department of Health to process certain applications for a temporary certificate using a personal identification number in lieu of a social security number under specified circumstances; amending s. 458.3137, F.S.; revising the circumstances under which a visiting physician may be issued a temporary certificate to obtain limited medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of schools at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificateholder to practice at certain specialty-licensed children's hospitals; revising provisions to allow the medical director of certain specialty-licensed children's hospitals to request the provision of medical care and treatment in connection with education; amending s. 458.3485, F.S.; providing a requirement to earn a certified medical assistant credential; amending s. 483.291, F.S.; revising qualifications for employment as a medical assistant in a multiphasic health testing center; providing an effective date.

—was referred to the Committees on Health Policy; Education; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 221, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Sprowls, Grant, J., Abruzzo, Avila, Eagle, Fischer, Jones, Massullo, Payne, Toledo, White, Williamson—

CS for HB 221—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC's digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring a TNC to submit an examination report prepared by a certified public accountant to the Department of Financial Services to verify certain compliance; requiring the department to impose specified fines for noncompliance; providing for disposition and use of moneys received; authorizing petition for an administrative proceeding; authorizing the department to seek injunctive relief under certain circumstances; authorizing the department to adopt rules; providing construction; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; prohibiting a TNC from altering presentation of information on its digital network to an enforcement official; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver's authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 239 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Lee, McGhee, Mercado—

CS for HB 239—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 357 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee, Careers & Competition Subcommittee and Representative(s) Moraitis—

CS for CS for HB 357—A bill to be entitled An act relating to self-service storage facilities; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a facility or unit owner is not required to hold a license to post property for online sale; limiting the maximum value of certain property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing a facility or unit owner to charge a tenant certain fees under certain conditions; amending s. 713.78, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 363 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Civil Justice & Claims Subcommittee and Representative(s) White, Williams, Albritton, Fine, Grant, M., Harrell, Ponder, Rodrigues, Slosberg, Spano, Stevenson, Yarborough—

CS for CS for HB 363—A bill to be entitled An act relating to the temporary care of a child; creating s. 409.1761, F.S.; providing legislative findings; providing definitions; authorizing qualified nonprofit organizations to establish programs to provide temporary respite care for children; providing duties and recordkeeping requirements for such organizations; providing screening requirements for certain persons; requiring notification to the Department of Children and Families under certain circumstances; authorizing a volunteer respite family to enter into a contract for care to provide temporary respite care for a child; specifying the duration of a contract for care; specifying the form and execution of the contract; authorizing inspection of documents by the Department of Children and Families; providing eligibility; authorizing the department to refer a child for such care; providing applicability; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 373 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grant, M.—

HB 373—A bill to be entitled An act relating to education; amending s. 1012.335, F.S.; prohibiting a district school board from awarding an annual contract for instructional personnel under certain circumstances; prohibiting a district school board from altering or limiting its authority to award or not award an annual contract; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 379, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Leek, Payne, Yarborough—

HB 379—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 467 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Agriculture & Property Rights Subcommittee and Representative(s) Raburn, Albritton, Clemons, McGhee—

CS for CS for HB 467—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms "practice of surveying and mapping" and "subordinate"; amending s. 472.013, F.S.; revising the standards for when an applicant is eligible to take the licensure examination to practice as a surveyor and mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement for surveyors and mappers; amending s. 472.018, F.S.; revising the continuing education requirements for new surveyor and mapper licensees and renewal of surveyor and mapper licenses; authorizing the board to provide by rule the method of delivery of, criteria for, and provisions to carryover hours for continuing education requirements; deleting a requirement that the board approve courses; requiring the board to issue cease and desist orders and enact certain penalties for continuing education providers failing to conform to board rules; requiring the department to establish a system for the administration of continuing education requirements adopted by the board; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the require-

ments for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class "K" licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class "G" licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; correcting a cross-reference regarding the conditions under which a Class "G" licensee may carry a concealed weapon; revising the conditions under which the department may issue a temporary Class "G" license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the Department of Agriculture and Consumer Services; requiring the department to suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training must be provided in two parts; deleting obsolete provisions; making technical changes; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class "E" and "EE" licenses submit proof of successful completion of certain training, not just complete such training; deleting an obsolete provision; amending s. 501.013, F.S.; exempting certain programs and facilities from health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no-solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; revising a definition; amending s. 531.61, F.S.; removing an exemption from commercial use permit requirements for taximeters and transportation measurement systems; amending s. 531.63, F.S.; removing a limitation on annual commercial use permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; re-

vising the requirements of the application form; reducing the fees for concealed weapon or firearm licenses; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 509 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Post-Secondary Education Subcommittee and Representative(s) Ponder, Ahern, Antone, Asencio, Harrell, Mercado, Russell, Sullivan—

CS for HB 509—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing a Florida College System institution to waive any portion of certain postsecondary fees for active duty members of the Armed Forces of the United States using military tuition assistance; requiring each institution to report to the State Board of Education the number and value of fee waivers granted annually; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 521 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Davis—

HB 521—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.64, F.S.; authorizing an absent elector to personally deliver his or her completed vote-by-mail ballot to an early voting site during specified hours; requiring the Division of Elections to adopt rules; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 557 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Duran, Donalds, Edwards, Jacobs, Jenne, Jones, Mercado, Silvers, Willhite—

CS for CS for HB 557—A bill to be entitled An act relating to the controlled substance prescribing; amending s. 456.44, F.S.; defining the term "acute pain"; limiting prescribing of opioids for acute pain in certain circumstances; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities dispensing controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program's database; specifying when a revised reporting requirement takes effect; amending s. 463.0055, F.S.; revising a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 591 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Massullo, Donalds, Fischer, Grall, McClain, Renner, Stevenson, Yarborough—

CS for HB 591—A bill to be entitled An act relating to maximum class size; amending s. 1002.31, F.S.; deleting a provision relating to compliance with maximum class size requirements for certain public schools of choice; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.03, F.S.; calculating a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; requiring a school district that exceeds class size maximums to post its plan for compliance on the district website and provide the plan to the school advisory council of each noncompliant school; authorizing a noncompliant school to post the plan on its website; providing an exemption from the reduction of a school district's class size categorical allocation for specified fiscal years; requiring an updated plan for compliance with class size requirements from certain districts for a specified fiscal year; amending s. 1011.6202, F.S.; revising requirements for compliance with maximum class size requirements for a school participating in the Principal Autonomy Pilot Project Program; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 601, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Williamson, Miller, A.—

CS for HB 601—A bill to be entitled An act relating to personal delivery devices; amending s. 316.003, F.S.; revising and providing definitions; amending s. 316.008, F.S.; authorizing operation of personal delivery devices within a county or municipality under certain circumstances; providing construction; providing exceptions; creating s. 316.2071, F.S.; providing requirements for the operation of such devices; requiring specified insurance coverage; amending ss. 320.01, 324.021, and 324.022, F.S.; excluding such devices from the definition of the term "motor vehicle"; amending s. 320.02, F.S.; exempting such devices from certain registration and insurance requirements; amending ss. 316.2128, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 719 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Roth—

HB 719—A bill to be entitled An act relating to municipal conversion of independent special districts; amending s. 165.0615, F.S.; adding a minimum population standard for qualified electors of an independent special district to commence a certain municipal conversion proceeding; providing an effective date.

—was referred to the Committees on Community Affairs; Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 741 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Trumbull—

HB 741—A bill to be entitled An act relating to Department of Business and Professional Regulation fees; amending s. 455.271, F.S.; revising the delinquency fee that a professional board or the department imposes on a delinquent status licensee; amending s. 553.721, F.S.; revising the surcharge that the department assesses on building permits; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 779 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Combee, Altman, Byrd, Drake, Eagle, Fischer, Grant, M., Rodrigues—

CS for HB 779—A bill to be entitled An act relating to weapons and firearms; amending s. 790.053, F.S.; deleting a statement of applicability relating to violations of carrying a concealed weapon or firearm; reducing the penalties applicable to a person licensed to carry a concealed weapon or firearm for a first or second violation of specified provisions relating to openly carrying weapons; making a fine payable to the clerk of the court; amending s. 790.06, F.S.; providing that a person licensed to carry a concealed weapon or firearm does not violate certain provisions if the firearm is temporarily and openly displayed; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., both relating to fingerprinting of a minor for violating specified provisions, to incorporate the amendment made to s. 790.053, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 781 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Porter—

HB 781—A bill to be entitled An act relating to designation of school grades; amending s. 1008.34, F.S.; revising the requirements for certain schools to receive a school grade designation of a K-3 feeder pattern school; providing that a majority of students must be scheduled to be assigned to a certain school for a feeder pattern to exist; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 827, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Porter, Fischer—

CS for HB 827—A bill to be entitled An act relating to teacher bonuses; amending s. 1011.62, F.S.; deleting provisions relating to caps imposed on the amounts of bonuses awarded to teachers based on student performance on certain course examinations; providing that a specified amount of funds generated by a certain bonus be allocated to the school program that generated the funds; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 849 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Combee, Altman, Byrd, Drake, Fischer, Grant, M., Harrell, Plasencia, Rodrigues—

CS for HB 849—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115, F.S.; providing that persons licensed to carry a concealed weapon and concealed firearm are not prohibited by specified laws from such carrying on certain private school property; providing an effective date.

—was referred to the Committees on Judiciary; Education; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 965 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Donalds, Rodrigues—

HB 965—A bill to be entitled An act relating to the sales and use tax on investigation and detective services; amending ss. 212.05, 790.06, and 790.062, F.S.; providing that fingerprint services required for a license to carry a concealed weapon or firearm are not subject to the tax; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 969 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Toledo, Byrd, Fine, Fischer, Grall, Grant, M., Magar, Rodrigues, Yarborough—

CS for CS for HB 969—A bill to be entitled An act relating to the pregnancy support and wellness services; creating s. 381.96, F.S.; providing definitions; requiring the Department of Health to contract with a not-for-profit statewide alliance of organizations to provide pregnancy support and wellness services through subcontractors; providing duties of the department; providing contract requirements; requiring the contractor to spend a specified percentage of funds on direct client services; requiring the contractor to annually monitor subcontractors; providing for subcontractor background screenings under certain circumstances; specifying the entities eligible for a subcontract; requiring services to be provided in a noncoercive manner and forbidding inclusion of religious content; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1233 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) White, Ahern, Byrd, Grall—

HB 1233—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing cottage food products to be advertised, sold, and paid for over the Internet; requiring such pro-

ducts to be delivered in person directly to the consumer or to a specific event venue; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1347 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) Jones—

CS for HB 1347—A bill to be entitled An act relating to application of the Florida Deceptive and Unfair Trade Practices Act to credit unions; amending s. 501.212, F.S.; exempting credit unions from regulation under the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6031 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Geller, Edwards, Mercado—

HB 6031—A bill to be entitled An act relating to elections; repealing s. 99.0615, F.S., relating to write-in candidate residency requirements; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7087 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Davis, Daniels—

HB 7087—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., which provide exemptions from public record requirements for personal identifying and location information of a petitioner requesting notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and other court actions related to the injunction held by the clerks and law enforcement agencies; extending the repeal dates; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

HOUSE CONFEREES APPOINTED

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives insists on House Amendment 1 (837981) and has acceded to the request of the Senate for the appointment of a conference committee for CS/SB 8.

The Speaker has appointed the following Representatives to the Conference Committee: Representative J. Diaz, Chair; Representatives Geller, La Rosa, Metz, Moskowitz, and Speaker *pro tempore* Nuñez.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

Perry—SCR 920; Rodriguez—SB 464; Stargel—SB 916; Stewart—CS for SB 1624; Torres—SCR 920, SB 1114, SB 1622

The Journal of April 12 was corrected and approved.

CO-INTRODUCERS

Senators Bracy—SCR 920; Bradley—CS for SB 668; Brandes—CS for SB 278, SB 606; Braynon—SB 1114; Campbell—CS for SB 168, SB 464; Mayfield—CS for SB 1146, CS for SB 1592; Passidomo—SB 1416;

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 5:29 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, April 18 or upon call of the President.



Journal of the Senate

Number 15—Regular Session

Monday, April 17, 2017

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REPORTS OF COMMITTEES

The Special Master on Claim Bills recommends the following pass: SB 12

The bill was referred to the Committee on Judiciary under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 450; CS for SB 736; CS for CS for SB 738; CS for SB 1146; SB 1582

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 196; CS for SB 716; CS for SB 1124; SB 1156; CS for SB 1272

The Committee on Rules recommends committee substitutes for the following: CS for SB 388; SCR 920

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 446; CS for SB 748; CS for CS for SB 776; CS for SB 1626

The Appropriations Subcommittee on General Government recommends the following pass: CS for SB 168; CS for SB 594; SB 814; CS for SB 1310

The Appropriations Subcommittee on Higher Education recommends the following pass: CS for SB 668; CS for SB 1458

The Appropriations Subcommittee on the Environment and Natural Resources recommends the following pass: CS for SB 928; CS for SB 1338; CS for SB 1452

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 32

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 682; SB 916

The Appropriations Subcommittee on Higher Education recommends a committee substitute for the following: CS for SB 896

The Appropriations Subcommittee on Pre-K - 12 Education recommends committee substitutes for the following: SB 360; SB 642; CS for SB 890; SB 1710

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Health and Human Services recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Health Care Administration	
Appointee: Senior, Justin M.	Pleasure of Governor
State Surgeon General	
Appointee: Philip, Celeste	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Criminal Justice; and Senators Flores, Bracy, Garcia, Baxley, Gibson, Steube, Rodriguez, Perry, Rouson, Powell, Rader, Clemens, Braynon, Farmer, Passidomo, Montford, and Benacquisto—

CS for CS for SB 196—A bill to be entitled An act relating to judicial resources; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; amending s. 985.12, F.S.; requiring the establishment of civil citation or similar diversion programs for juveniles in each county; providing definitions; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; requiring the Department of Juvenile Justice to generate annual reports; requiring reports by specified dates; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; amending s. 985.557, F.S.; requiring the department, beginning on a certain date, to collect specified information relating to children who qualify for prosecution as adults and for children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a

certain date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report to include certain information and provide it to the Governor and the Legislature by a specified date; providing severability; providing effective dates.

By the Committees on Rules; and Regulated Industries; and Senator Hutson—

CS for CS for SB 388—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing conditions for the exception; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; providing an effective date.

By the Committees on Appropriations; Governmental Oversight and Accountability; and Criminal Justice; and Senator Brandes—

CS for CS for CS for SB 450—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; creating an exemption from public records requirements for the personal identifying information of adults who participate in a civil citation or prearrest diversion program; providing applicability; providing retroactive application; providing for future review and repeal of the exemption; providing a statement of public necessity; amending s. 943.0586, F.S.; providing applicability for the administrative sealing of specified criminal history records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing effective dates, including contingent effective dates.

By the Committees on Appropriations; and Regulated Industries; and Senator Passidomo—

CS for CS for SB 716—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform real property evaluations in connection with certain federally regulated transactions; requiring such appraisers to comply with certain standards; requiring the Florida Real Estate Appraisal Board to adopt rules; providing construction; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to a certain appraisal subcommittee; requiring the department to collect an annual fee from certain appraisal management companies and transmit the fee to such appraisal subcommittee; requiring the board to establish a certain procedure and adopt rules; amending s. 475.6235, F.S.; deleting an exception by which the board may grant a registration to a person otherwise deemed not qualified; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an application for renewal of an appraisal management company's registration on specified grounds; adding certain grounds for discipline by the board against appraisal management companies; reenacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made to s. 475.6245, F.S., in a reference thereto; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice for nonfederally related

transactions; providing requirements and construction for such standards; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Mayfield and Steube—

CS for CS for SB 736—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and qualified limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing permissible activities for international bank agencies; amending s. 663.062, F.S.; providing permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information to create part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international

trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity's foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625, F.S.; adding prohibited activities of representatives and employees of an international trust company representative office; providing permissible activities of such offices; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity's expense; creating s. 663.412, F.S.; prohibiting an international trust entity from continuing to conduct business in this state under certain circumstances; authorizing the office to permit an international trust company representative office to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information to create part IV of ch. 663, F.S., entitled "Qualified Limited Service Affiliates of International Trust Entities"; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and prohibited activities of a qualified limited service affiliate; requiring specified notices to be posted on an international trust entity's or qualified limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; requiring certain persons or entities to qualify as qualified limited service affiliates by a specified date or cease doing business in this state; permitting certain persons or entities to remain open and in operation under certain circumstances; amending s. 663.532, F.S., as created by this act; specifying qualification notice requirements; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; requiring the office to make investigation of specified persons upon the filing of a completed qualification notice; requiring the office to approve a qualification only if certain conditions are met; providing factors for the office to consider when evaluating a previous offense or violation committed by, or a previous fine or penalty imposed on, specified persons; providing that qualifications are not transferable or assignable; requiring certain persons or entities to file notices seeking qualification by a specified date or cease doing business in this state; creating s. 663.5325, F.S.; providing that a qualified lim-

ited service affiliate is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to qualified limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring qualified limited service affiliates to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the qualified limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a qualified limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of qualified limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of qualification for certain purposes; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a qualified limited service affiliate's qualification; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a qualified limited service affiliate to renew its qualification biennially; specifying requirements for the renewal qualification; reenacting s. 663.16, F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing effective dates.

By the Committees on Appropriations; Governmental Oversight and Accountability; and Banking and Insurance; and Senators Mayfield and Steube—

CS for CS for CS for SB 738—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or qualified limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials supplied by governmental agencies are exempt from Section 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and qualified limited service affiliates, as made by CS/CS/SB 736, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Rules; and Senators Farmer, Torres, Bracy, and Perry—

CS for SCR 920—A concurrent resolution acknowledging the grave injustices perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as "the Groveland Four"; offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to perform an expedited clemency review of the cases of Charles Greenlee, Walter Irvin, Samuel Shephard, and Ernest Thomas, including granting full pardons.

By the Committees on Appropriations; and Health Policy; and Senator Book—

CS for CS for SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Department of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Re-

commended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state's screening program within a specified period after its addition to the federal panel; requiring the department to submit a legislative budget request to fund additional testing; providing an effective date.

By the Committees on Appropriations; and Communications, Energy, and Public Utilities; and Senators Broxson and Mayfield—

CS for CS for SB 1146—A bill to be entitled An act relating to representation by the Public Counsel; amending s. 350.0611, F.S.; authorizing the Public Counsel to provide representation in proceedings of municipal and other government water and wastewater utilities; authorizing the Public Counsel to represent customers living outside the jurisdictional boundaries of a local government water and wastewater utility in ratesetting proceedings; providing an appropriation and authorizing positions; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 1156—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive applicability; amending s. 220.222, F.S.; extending the extension to file a corporate return under certain circumstances; providing retroactive applicability; amending s. 220.33, F.S.; revising the filing date for estimated tax under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Regulated Industries; and Senators Brandes and Stargel—

CS for CS for SB 1272—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; defining the term "low-income individual"; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an appropriation; providing an effective date.

By the Committee on Appropriations; and Senator Bradley—

CS for SB 1582—A bill to be entitled An act relating to workers' compensation insurance; amending s. 440.02, F.S.; redefining the term "specificity"; amending s. 440.105, F.S.; revising a prohibition against receiving certain fees, consideration, or gratuities under certain circumstances; amending s. 440.13, F.S.; specifying certain timeframes in terms of business days, rather than days; requiring carriers to authorize or deny, rather than respond to, certain requests for authorization within a specified timeframe; revising construction; revising a specified interval for certain notices furnished by treating physicians to employers or carriers; amending s. 440.15, F.S.; revising the maximum period of specified temporary disability benefits; amending s. 440.151, F.S.; providing that specified cancers of firefighters are deemed occupational diseases arising out of work performed in the course and scope of employment; amending s. 440.192, F.S.; revising conditions under which the Office of the Judges of Compensation Claims must dismiss petitions for benefits; revising requirements for such petitions; revising construction relating to dismissals of petitions or portions of such petitions; requiring judges of compensation claims to enter orders on

certain motions to dismiss within specified timeframes; amending s. 440.34, F.S.; prohibiting the payment of certain consideration by carriers or employers, rather than prohibiting such payment for claimants, in connection with certain proceedings under certain circumstances; requiring judges of compensation claims to consider specified factors in increasing or decreasing attorney fees; specifying a maximum hourly rate for attorney fees; revising provisions that prohibit such judges from approving certain agreements and that limit attorney fees in retainer agreements; providing construction; deleting a provision authorizing such judges to approve alternative attorney fees under certain circumstances; conforming a cross-reference; amending s. 624.482, F.S.; conforming a provision to changes made by the act; amending s. 627.041, F.S.; redefining terms; amending s. 627.0612, F.S.; adding prospective loss costs to a list of reviewable matters in certain proceedings by appellate courts; amending s. 627.062, F.S.; prohibiting loss costs for specified classes of insurance from being excessive, inadequate, or unfairly discriminatory; amending s. 627.0645, F.S.; deleting an annual base rate filing requirement exception relating to workers' compensation and employer's liability insurance for certain rating organizations; amending s. 627.072, F.S.; requiring certain factors to be used in determining and fixing loss costs; deleting a specified methodology that may be used by the Office of Insurance Regulation in rate determinations; amending s. 627.091, F.S.; defining terms; requiring insurers or insurer groups writing workers' compensation and employer's liability insurances to independently and individually file their proposed final rates; specifying requirements for such filings; deleting a requirement that such filings contain certain information; revising requirements for supporting information required to be furnished to the office under certain circumstances; deleting a specified method for insurers to satisfy filing obligations; specifying requirements for a licensed rating organization that elects to develop and file certain reference filings and certain other information; authorizing insurers to use supplementary rating information approved by the office; revising applicability of public meetings and records requirements to certain meetings of recognized rating organization committees; requiring certain insurer groups to file underwriting rules not contained in rating manuals; amending s. 627.093, F.S.; revising applicability of public meetings and records requirements to prospective loss cost filings or appeals; amending s. 627.101, F.S.; conforming a provision to changes made by the act; amending s. 627.211, F.S.; deleting provisions relating to deviations; requiring that the office's annual report to the Legislature relating to the workers' compensation insurance market evaluate insurance company solvency; creating s. 627.2151, F.S.; defining the term "defense and cost containment expenses" or "DCCE"; requiring insurer groups or insurers writing workers' compensation insurance to file specified schedules with the office at specified intervals; providing construction relating to excessive DCCE; requiring the office to order returns of excess amounts of DCCE, subject to certain hearing requirements; providing requirements for, and an exception from, the return of excessive DCCE amounts; providing construction; amending s. 627.291, F.S.; providing applicability of certain disclosure and hearing requirements for rating organizations filing prospective loss costs; amending s. 627.318, F.S.; providing applicability of certain recordkeeping requirements for rating organizations or insurers filing or using prospective loss costs, respectively; amending s. 627.361, F.S.; providing applicability of a prohibition against false or misleading information relating to prospective loss costs; amending s. 627.371, F.S.; providing applicability of certain hearing procedures and requirements relating to the application, making, or use of prospective loss costs; providing appropriations; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 374, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 376, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2500, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2502, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2504, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2506, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2508, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2510, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2512, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2514, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 2516, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 7022, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Portia Palmer, Clerk

CO-INTRODUCERS

Senators Artilles—CS for SB 1084; Brandes—CS for SB 1136; Farmer—SB 1586; Hukill—SB 176, CS for CS for SB 234, CS for CS for SB 370, CS for SB 532, CS for CS for SB 852, SB 1166, CS for SB 1588, CS for SB 1590; Hutson—CS for SB 1224; Perry—CS for CS for SB 234; Stargel—CS for SB 1130; Young—CS for CS for SB 1124

SENATE PAGES

April 17-21, 2017

Ramon Baez, Miami; Leah Endress, Orlando; Nina Fusco, Melbourne; Savannah Harrison, Wewahitchka; Jamey Harvey, Sopchoppy; Quinn Huckaba, Tallahassee; John Hunschofsky, Parkland; Kierra Law, Orlando; Bradley Lockett, Clermont; Miles Nelson, Crawfordville; Grace Robinson, Largo; Jordan Rolling, Westville; Ryan Stogdill, Jupiter; Edna Ulysse, Orlando; Rylee Waters, Wewahitchka



Journal of the Senate

Number 16—Regular Session

Tuesday, April 18, 2017

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CALL TO ORDER

The Senate was called to order by President Negrón at 10:00 a.m. A quorum present—37:

Mr. President	Farmer	Rader
Artiles	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Young
Campbell	Perry	
Clemens	Powell	

Excused: Senator Hukill

PRAYER

The following prayer was offered by LaQuisha Persak, an employee with the Senate Majority Office:

Heavenly Father, we come before you today with thanksgiving and humble hearts, giving you all the glory for allowing us to be here today. We thank you, Lord, for all of our leaders in government, but specifically, we thank you for our state Senators. We acknowledge that you have called them and positioned them for such a time as this.

Lord, we pray for your divine guidance and direction as they consider this very important state business before them today. Proverbs 37:5 says, "Commit everything you do to the Lord. Trust him, and he will help you." Proverbs 3:5-7 says, "Trust in the Lord with all your heart; do not depend on your own understanding. Seek his will in all you do, and he will show you which path to take."

Lord, we thank you that you are a great God in whom we can put our trust. We are confident in the fact that you are always here to help us and will show us the way. As our state motto is so beautifully displayed in the Senate chamber, it holds so true to our prayer today: "In God We Trust." Amen.

PLEDGE

Senate Pages, John Hunschofsky of Parkland; Bradley Lockett of Clermont; Grace Robinson of Largo; and Kierra Law 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. Jason Pirozzolo of Winter Garden, sponsored by Senator Bracy, as the doctor of the day. Dr. Pirozzolo specializes in sports medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Rodriguez—

By Senator Rodriguez—

SR 1812—A resolution recognizing the extraordinary contribution of John W. Walsh in the fight against alpha-1 antitrypsin deficiency and remembering his life and legacy.

WHEREAS, John W. Walsh was born on February 4, 1949, in Arlington, Massachusetts, received a degree in political science from Norwich University, served as a staff assistant to the United States Senate, and served his country as an Army Ranger in the Army Special Forces Reserves, and

WHEREAS, John W. Walsh went on to become a successful business executive and real estate developer, and

WHEREAS, after his diagnosis with alpha-1 antitrypsin deficiency, John W. Walsh waged a national and international campaign to heighten public awareness of lung disease, including alpha-1 antitrypsin deficiency and chronic obstructive pulmonary disease (COPD), improve patient care, and support efforts to develop a cure, and

WHEREAS, John W. Walsh founded the Alpha-1 Foundation in 1995 and later established AlphaNet, a nonprofit health management company to provide services for people with the deficiency, and

WHEREAS, in 2004, John W. Walsh founded the COPD Foundation, an international organization dedicated to education, research, advocacy, and public awareness of COPD, and

WHEREAS, John W. Walsh gave those suffering from COPD and their families, doctors, nurses, respiratory therapists, and researchers the gift of hope, and

WHEREAS, thanks to the vision and leadership of John W. Walsh, the State of Florida Alpha-1 Detection Program has led the nation in detection of and early intervention in the disease and in the education of Alpha-1 patients, and

WHEREAS, John W. Walsh, who died in Miami on March 7, 2017, at the age of 68, was a giant in patient advocacy and was a devoted husband, father, and grandfather who leaves behind an enduring legacy of public health service and will be remembered as a national champion and visionary for a cure for lung disease, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the members of the Senate extend their heartfelt sympathy to the family of John W. Walsh.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the family of John W. Walsh as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Bean—

By Senator Bean—

SR 1814—A resolution commending the Florida Association for Behavior Analysis on its 37th anniversary and recognizing the month of October 2017 as “Florida Behavior Analysis Month.”

WHEREAS, the Florida Association for Behavior Analysis is the nation’s largest statewide organization committed to the promotion and support of behavior analysis, and

WHEREAS, for the past 37 years the Florida Association for Behavior Analysis has promoted the ethical, humane, and effective application of behavioral principles in all aspects of society, including education, business, rehabilitation facilities, and government, and

WHEREAS, behavior analysis is a science-based, cost-effective approach for training teachers, parents, and caregivers to prevent and solve serious behavior problems, and

WHEREAS, behavior analysis has demonstrated its effectiveness for many applications, including the treatment of autistic individuals, teaching basic self-help skills and language to persons with developmental disabilities, and helping foster parents lovingly raise emotionally difficult children, and

WHEREAS, the behavior analysts who are members of the Florida Association for Behavior Analysis have diverse backgrounds, including employment in consulting firms, state government programs, private therapy practices, and school administrations, and

WHEREAS, the Florida Association for Behavior Analysis holds an annual conference each fall as a forum for exchanging ideas and data-based research relating to behavior analysis, behavior therapy, performance management, and behavior management programming, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Association for Behavior Analysis is recognized for its 37 years of contributions to the field of behavior analysis and that the month of October 2017 is recognized as “Florida Behavior Analysis Month” in this state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Association for Behavior Analysis as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for SB 532—A bill to be entitled An act relating to public notification of pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of a reportable pollution release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring owners or operators to provide notice when a reportable pollution release migrates outside the property boundaries of the installation; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such

notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide required notice; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **CS for SB 532** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

CS for CS for SB 886—A bill to be entitled An act relating to public records; creating s. 397.6760, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding substance abuse impaired persons; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **CS for CS for SB 886** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

SB 350—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to implement, administer, maintain, and revise a basic abilities examination by a specified date; requiring the commission to establish specified procedures and standards; amending s. 943.17, F.S.; requiring the commission to set a fee for the basic abilities examination; requiring

a nonrefundable fee for each examination attempt; requiring that examination fees be deposited in the Criminal Justice Standards and Training Trust Fund; providing a condition for when the examination fee takes effect; reenacting s. 943.173(3), F.S., relating to examinations, administration, and materials not being public records, to incorporate the amendment made to s. 943.17, F.S., in a reference thereto; reenacting and amending s. 943.25(2), F.S., relating to criminal justice trust funds; conforming a provision to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Clemens, **SB 350** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Artiles	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—1

Latvala

Vote after roll call:

Nay to Yea—Latvala

HB 671—A bill to be entitled An act relating to reemployment assistance fraud; amending s. 322.142, F.S.; adding the Department of Economic Opportunity as an entity that may be issued reproductions from certain files or digital records for specified reasons; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **HB 671** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

CS for HB 399—A bill to be entitled An act relating to guardianship; amending s. 744.331, F.S.; requiring each examining committee member in a proceeding to determine incapacity to file his or her report with the clerk of the court within a specified timeframe after appointment; requiring the clerk of the court to serve each report on specified persons

within a specified timeframe; requiring the clerk of the court to file a certificate of service of each report in the incapacity proceeding; revising the timeframe before the hearing on the petition within which specified parties must be served with all reports; authorizing parties to agree to waive the timeframe; authorizing the petitioner and the alleged incapacitated person to move for a continuance if service is not timely effectuated and to object to the introduction of all or any part of a report by filing and serving a written objection to admissibility on the other party within a specified timeframe; specifying that the admissibility of the report is governed by the rules of evidence; requiring that the adjudicatory hearing be conducted within a specified timeframe after the filing of the last filed report; amending s. 744.367, F.S.; increasing the time that a guardian has to file a required annual guardianship plan with the court if the court does not require filing on a calendar year basis; changing the time that a guardian has to file a required annual guardianship plan with the court if the court requires calendar-year filing; amending s. 744.3725, F.S.; eliminating the requirement that a court must first find that a ward's spouse has consented to dissolution of marriage before the court may authorize a guardian to exercise specified rights; amending s. 744.441, F.S.; removing the cap on funeral expenses that may be paid from a ward's estate; reenacting s. 744.3215(4), F.S., relating to the rights of persons determined incapacitated, to incorporate the amendment made to s. 744.3725, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for HB 399** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

INTRODUCTION OF FORMER SENATORS

The President recognized former Senators Nan Rich and Geraldine Thompson, who were present in the chamber.

CS for CS for SB 18—A bill to be entitled An act for the relief of "Survivor" and the Estate of "Victim"; providing appropriations to compensate Survivor and the Estate of Victim for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing that the amount already paid by the department and the appropriation satisfy all present and future claims related to the injuries of Survivor and the death of Victim; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for SB 18** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Benacquisto	Brandes
Artiles	Book	Braynon
Baxley	Bracy	Broxson
Bean	Bradley	Campbell

Clemens	Lee	Simpson	Gibson	Passidomo	Simpson
Farmer	Mayfield	Stargel	Grimsley	Perry	Stargel
Flores	Montford	Steube	Hutson	Powell	Steube
Gainer	Passidomo	Stewart	Latvala	Rader	Stewart
Galvano	Perry	Thurston	Lee	Rodriguez	Thurston
Garcia	Powell	Torres	Mayfield	Rouson	Torres
Gibson	Rader	Young	Montford	Simmons	Young
Grimsley	Rouson				
Latvala	Simmons				

Nays—None

Vote after roll call:

Yea—Hutson

DISCLOSURE

Pursuant to Senate Rule 1.39(1), I am disclosing that certain provisions in **CS for CS for SB 18** provide a special private gain or loss to me. The nature of the interest is specified below.

While I do not believe circumstances described in Rule 1.39(2) apply to my vote on the matter, in an abundance of caution I will abstain from voting on SB 18 (2017) under that Rule based on work performed for a principal.

As established by Senate Rule 1.39(1), I abstain from voting on this matter.

Senator Jose Javier Rodriguez, 37th District

CS for CS for SB 852—A bill to be entitled An act relating to human trafficking; amending s. 39.524, F.S.; requiring the Department of Children and Families or a sheriff's office to conduct a multidisciplinary staffing on child victims of commercial sexual exploitation to determine the child's service and placement needs; revising the date by which the department or sheriff's office must submit a report to the Legislature on child commercial sexual exploitation and safe-harbor placements; revising the contents of the report, including recommendations by the Office of Program Policy Analysis and Government Accountability study on commercial sexual exploitation of children; requiring the department to maintain certain data on the child victims; amending s. 92.565, F.S.; adding commercial sexual activity as a crime in which the defendant's admission is admissible during trial; amending s. 409.016, F.S.; defining the term "commercial sexual exploitation"; amending s. 409.1678, F.S.; deleting the term "sexually exploited child"; removing an obsolete date; conforming provisions to changes made by the act; amending s. 409.1754, F.S.; requiring the department or sheriff's office to conduct multidisciplinary staffings for child victims; requiring a service plan for all victims of child commercial sexual exploitation; requiring the department or sheriff's office to follow up on all victims of child commercial sexual exploitation within a specified timeframe; amending s. 464.013, F.S.; revising the continuing medical education course requirements for certain relicensures or recertifications to include a course in human trafficking; providing requirements and procedures for the course; amending s. 907.041, F.S.; adding human trafficking to the list of crimes requiring pretrial detention of the defendant; reenacting s. 790.065(2)(c), F.S., relating to the sale and delivery of firearms to incorporate the amendment made to s. 907.041, F.S., in a reference thereto; providing an effective date.

—as amended April 13, was read the third time by title.

On motion by Senator Garcia, **CS for CS for SB 852**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bracy	Clemens
Artiles	Bradley	Farmer
Baxley	Brandes	Flores
Bean	Braynon	Gainer
Benacquisto	Broxson	Galvano
Book	Campbell	Garcia

Nays—None

CS for CS for SB 884—A bill to be entitled An act relating to shark fins; creating s. 379.2426, F.S.; defining terms; prohibiting persons from possessing separated shark fins except under certain conditions; providing penalties; prohibiting persons with suspended or revoked license privileges from engaging in certain activities; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for CS for SB 884** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

SPECIAL ORDER CALENDAR

CS for SB 36—A bill to be entitled An act for the relief of Jennifer Wohlgenuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 36**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6533** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

On motion by Senator Montford—

CS for HB 6533—A bill to be entitled An act for the relief of Jennifer Wohlgenuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 36** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6533** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for CS for SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Depart-

ment of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Recommended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state's screening program within a specified period after its addition to the federal panel; requiring the department to submit a legislative budget request to fund additional testing; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1124** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for SB 724—A bill to be entitled An act relating to estates; amending s. 732.2025, F.S.; conforming cross-references; amending s. 732.2035, F.S.; providing that a decedent's property interest in the protected homestead is included in the elective estate; amending s. 732.2045, F.S.; revising the circumstances under which the decedent's property interest in the protected homestead is excluded from the elective estate; amending s. 732.2055, F.S.; providing for the valuation of the decedent's protected homestead under certain circumstances; amending s. 732.2075, F.S.; conforming cross-references; amending s. 732.2085, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share with respect to certain property; amending s. 732.2095, F.S.; revising provisions relating to the valuation of a surviving spouse's interest in property to include protected homestead; conforming cross-references; amending s. 732.2115, F.S.; conforming a cross-reference; amending s. 732.2135, F.S.; revising the period within which a specified person may petition the court for an extension of time for making an election; removing a provision authorizing assessment of attorney fees and costs if an election is made in bad faith; amending s. 732.2145, F.S.; requiring the payment of interest on any unpaid portion of a person's required contribution toward the elective share after a certain date; creating s. 732.2151, F.S.; providing for the award of fees and costs in certain elective share proceedings; providing that a court may direct payment from certain sources; providing applicability; amending s. 738.606, F.S.; providing that a surviving spouse may require a trustee of a marital or elective share trust to make property productive of income; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 724** was placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

CS for SB 530—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; revising and providing definitions; revising criteria for prior authorization forms; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization in a specified manner; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization, except under certain circumstances; providing applicability; requiring such insurers or pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; providing definitions; requiring health insurers to publish on their websites and provide in writing to insureds a specified procedure to obtain protocol exceptions; specifying timeframes in which health insurers must authorize or deny protocol exception requests and respond to an appeal to a health insurer's authorization or denial of a request; requiring authorizations or denials to specify certain information; providing circumstances in which health insurers must grant a protocol exception request; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 530** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hutson—

CS for CS for SB 388—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing conditions for the exception; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 388** was placed on the calendar of Bills on Third Reading.

On motion by Senator Powell—

CS for SB 718—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 718** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for SB 404—A bill to be entitled An act relating to ratification of Department of Financial Services rules; ratifying specified rules relating to the Florida Workers' Compensation Reimbursement Manual for Hospitals and Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing construction; providing for a certain notice in the Florida Administrative Code, the Florida Administrative Register, or both; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 404** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for SB 148—A bill to be entitled An act relating to students remaining on school grounds during school hours; amending s. 1001.43, F.S.; providing that a district school board may adopt policies for releasing students for the school lunch period; requiring schools in certain districts to obtain written parental consent before permitting students to leave school grounds during the lunch period; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 148** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1062—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public

records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1062**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 239** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Powell—

CS for HB 239—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1062** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 239** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for CS for SB 582—A bill to be entitled An act relating to regulatory boards; amending ss. 455.203, 456.004, and 497.103, F.S.; requiring the Department of Business and Professional Regulation, the Department of Health, and the Department of Financial Services, respectively, to determine whether final board decisions constitute certain anticompetitive conduct; requiring the departments to review final board decisions for anticompetitive conduct and issue orders approving, modifying, or voiding each decision; specifying that the departments' anticompetitive review constitutes a limited legal review and its resulting determination is not subject to legal challenge; specifying actions that are considered final board decisions; requiring that legal costs for defense of antitrust actions and financial damages be paid from specified accounts; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 582** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 812—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a personal lines residential or commercial residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 812**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 805** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Perry—

CS for CS for HB 805—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 812** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 805** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 624—A bill to be entitled An act relating to body cameras; amending s. 943.1718, F.S.; requiring law enforcement agen-

cies that permit law enforcement officers to wear body cameras to establish policies and procedures that include a provision permitting a law enforcement officer using a body camera to review body camera footage before taking certain actions; providing an exception; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 624**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 305** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Steube—

CS for HB 305—A bill to be entitled An act relating to law enforcement body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies to establish policies and procedures authorizing an officer's review of camera footage of an incident before writing a report or providing a statement; providing an exception; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 624** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 305** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hutson—

CS for SB 818—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the definition of the term "interestholder" to clarify that the term does not include certain parties to a certain multisite timeshare plan; amending s. 721.08, F.S.; clarifying current law; providing that certain instruments are not an encumbrance as they relate to certain vacation and timeshare plans; amending s. 721.125, F.S.; revising requirements for the termination of a timeshare plan; providing that the termination of a timeshare plan does not change the corporate status of an owners' association under certain circumstances; providing that the owners' association continues to exist until certain affairs are concluded; requiring the board of administration of the owners' association to serve as the termination trustee after termination of a timeshare plan; providing powers of the termination trustee; specifying that certain expenses incurred by the termination trustee must be borne by the tenants of a former timeshare property; requiring the termination trustee to adopt certain procedures to implement the partition or sale of a former timeshare property; requiring a voting representative to be designated under certain circumstances; specifying the voting rights of the voting representative; conforming provisions to changes made by the act; creating s. 725.1255, F.S.; providing legislative findings; specifying the percentage of votes required to extend the term of a timeshare plan under certain circumstances; specifying what constitutes a quorum under certain circumstances; specifying that a meeting to extend a timeshare plan may be held at any time; authorizing an owners' association to determine if a person or entity holding a voting interest is ineligible to vote, subject to certain requirements; specifying the maximum duration of validity of a proxy; providing that a proxy for a vote is revocable unless otherwise stated; specifying requirements for certain extension votes to be effective; providing applicability; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (942532)—Delete lines 190-208 and insert:

(c) *The owners' association meeting held pursuant to paragraph (a) may be held at any time before the termination of the timeshare plan.*

(d) *The board of administration of the owners' association may determine that any voting interest that is delinquent in the payment of more than 2 years of assessments is ineligible to vote on any extension of the timeshare plan unless such delinquency is paid in full before the vote.*

(e) *A proxy for a vote to extend a timeshare plan pursuant to this section is valid for up to 3 years and is revocable unless the proxy states it is irrevocable.*

(3) *If an extension vote or consent pursuant to this section is proposed for a component site of a multisite timeshare plan located in this state, the proposed extension is effective only if the person authorized to make additions or substitutions of accommodations and facilities pursuant to the timeshare instrument also approves the extension.*

Pursuant to Rule 4.19, **CS for SB 818**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 340—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC's digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring the Department of Financial Services to direct a TNC to submit to the department an agreed-upon procedures report prepared by a certified public accountant, subject to certain restrictions and requirements; authorizing the department to impose specified fines for violations and repeat violations identified in the report; authorizing the department to direct a TNC to address noncompliance identified in the report within a timeframe prescribed by the department; authorizing injunctive relief under certain circumstances; specifying when a repeat violation occurs; providing applicability; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver's authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 340**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 221** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

On motion by Senator Brandes—

CS for HB 221—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company

(TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC's digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring a TNC to submit an examination report prepared by a certified public accountant to the Department of Financial Services to verify certain compliance; requiring the department to impose specified fines for noncompliance; providing for disposition and use of moneys received; authorizing petition for an administrative proceeding; authorizing the department to seek injunctive relief under certain circumstances; authorizing the department to adopt rules; providing construction; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; prohibiting a TNC from altering presentation of information on its digital network to an enforcement official; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver's authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 340** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 221** was placed on the calendar of Bills on Third Reading.

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 Tuesday, April 18, 2017: **CS for SB 36**, **CS for CS for SB 1124**, **CS for CS for SB 724**, **CS for SB 530**, **CS for CS for SB 388**, **CS for SB 718**, **CS for SB 404**, **CS for SB 148**, **CS for CS for SB 1062**, **CS for CS for SB 582**, **CS for CS for SB 812**, **CS for CS for SB 624**, **CS for SB 818**, **CS for CS for SB 340**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 552

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 686; CS for SB 1014

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 476

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1088

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Education recommends the following pass: SB 1474

The bill was referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1566

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Education recommends the following pass: SB 1586

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1436

The bill was referred to the Committee on Judiciary under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 822; CS for SB 1298; CS for SB 1678

The Committee on Community Affairs recommends the following pass: CS for SB 14; CS for SB 40; CS for SB 46; SB 314; CS for SB 850; SB 914; CS for SB 1494

The Committee on Criminal Justice recommends the following pass: CS for CS for SB 680

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 248; CS for SB 600; CS for SB 1008; CS for SB 1084; SB 1408; SB 7028

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 1224

The bill was placed on the Calendar.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 278

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1580

The Committee on Criminal Justice recommends committee substitutes for the following: SB 970; SB 972

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 474

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 304

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 260; CS for SB 302; CS for SB 448; CS for SB 844; CS for SB 1068; SB 1102; SB 1670

The Appropriations Subcommittee on Finance and Tax recommends committee substitutes for the following: CS for SB 226; CS for SB 282; CS for SB 330; CS for CS for SB 764; SB 1320; CS for SB 1536

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for CS for SB 166; CS for SB 400; CS for SB 590; CS for SB 872

The Appropriations Subcommittee on the Environment and Natural Resources recommends committee substitutes for the following: CS for SB 1018; CS for SB 1104; CS for SB 1590; CS for SB 1592

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 56; CS for SB 368; CS for SB 842; CS for SB 1118

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Board of Directors, Enterprise Florida, Inc.

Appointee: Rood, John Darrell

09/30/2019

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor and Cabinet:

Office and Appointment

For Term Ending

Florida Commission on Offender Review

Appointee: Wyant, David A.

06/30/2022

The Committee on Education recommends that the Senate confirm the following appointments made by the Board of Governors:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida State University	
Appointee: Burr, Edward E.	01/06/2021
Board of Trustees, New College of Florida	
Appointee: Lilly, John N.	01/06/2021

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida State University	
Appointee: Alvarez, Maximo	01/06/2021
Board of Trustees, Florida Gulf Coast University	
Appointee: Priddy, Russell A.	01/06/2021
Board of Trustees, University of North Florida	
Appointee: Hollingsworth, Adam	01/06/2021

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Board of Administration:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Investment Advisory Council	
Appointee: Collins, Peter H.	12/31/2021

The Committee on Health Policy recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Health Care Administration	
Appointee: Senior, Justin M.	Pleasure of Governor
State Surgeon General	
Appointee: Philip, Celeste	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Community Affairs; and Ethics and Elections; and Senators Steube and Brandes—

CS for CS for SB 278—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; requiring referenda adopting or amending local government discretionary sales surtaxes, except for surtaxes that are revenue-neutral to a county, special taxing district, or both, to be held only at a general election and specifying the required approval of voters necessary for passage; authorizing referenda for revenue-neutral surtaxes to be held at a special election or conducted by mail ballot; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Community Affairs; and Judiciary; and Senator Thurston—

CS for CS for SB 304—A bill to be entitled An act relating to the payment of claims by the Palm Beach County School Board; providing for an appropriation to compensate Altavious Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing that the amount awarded under the act to Altavious Carter satisfies all present and future claims related to the negligent act; providing a limitation on the payment of fees; providing for an appropriation and annuity to compensate Dustin Reinhardt for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act to Dustin Reinhardt satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senator Grimsley—

CS for CS for SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt national hospice outcome measures and survey data by a specified date and to make such measures available to the public; creating s. 400.6096, F.S.; authorizing certain hospice personnel to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposal of certain prescribed controlled substances to establish policies, procedures, and systems for the disposal; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; amending s. 400.611, F.S.; requiring a hospice to maintain an up-to-date interdisciplinary record of care; revising the patient records retention period; providing for the confidentiality of the interdisciplinary record of patient care; specifying to whom and under what conditions a hospice may release a patient's interdisciplinary record of care; defining a term; requiring a hospice to release patient statistical data to certain agencies; specifying that information from patient records is confidential and exempt from certain provisions; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 970—A bill to be entitled An act relating to trust funds; creating s. 787.0611, F.S.; creating the Trust Fund for Victims of Human Trafficking and Prevention within the Department of Legal Affairs; providing the purposes of, and funding sources for, the trust fund; providing for administration of the fund by the Statewide Council on Human Trafficking; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 972—A bill to be entitled An act relating to victims of human trafficking; creating s. 787.061, F.S.; providing a short title;

creating s. 787.062, F.S.; defining terms; creating s. 787.063, F.S.; providing legislative findings; creating a civil cause of action for victims of human trafficking, or for the Statewide Council on Human Trafficking on their behalves, against a trafficker or facilitator; providing procedures and requirements for bringing a claim; requiring a court to impose a civil penalty against a defendant if a victim, or the council on the victim's behalf, prevails; requiring a court to impose a civil penalty and award it equitably to one or more law enforcement agencies under certain circumstances; providing that such actions are not subject to a statute of limitations; creating s. 787.064, F.S.; requiring the council to issue an annual report to the Legislature which includes specified information, by a specified date; amending s. 16.617, F.S.; adding functions and duties for the council; providing for administration of the trust fund by the council; providing appropriations; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Gibson—

CS for SB 1580—A bill to be entitled An act relating to admission of children and adolescents to mental health facilities; amending s. 394.463, F.S.; requiring a facility to initiate an involuntary examination of a minor within 12 hours and complete the examination within 24 hours after the patient's arrival; providing an exception; creating a task

force within the Department of Children and Families; requiring the task force to analyze certain data and make recommendations in a report to the Governor and the Legislature by a specified date; specifying task force membership; specifying operation of the task force; providing for expiration of the task force; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 13 and April 17 were corrected and approved.

CO-INTRODUCERS

Senators Artiles—CS for SB 732; Brandes—CS for SB 40; Rodriguez—CS for SCR 920; Rouson—CS for SCR 920; Torres—CS for CS for SB 852, CS for CS for SB 1062; Young—CS for CS for SB 624

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:51 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 19 or upon call of the President.



Journal of the Senate

Number 17—Regular Session

Wednesday, April 19, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—36:

Mr. President	Clemens	Passidomo
Artiles	Farmer	Perry
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Simmons
Book	Garcia	Simpson
Bracy	Gibson	Stargel
Bradley	Grimsley	Steube
Brandes	Hutson	Stewart
Braynon	Latvala	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young

Excused: Senators Hukill and Rader

PRAYER

The following prayer was offered by Senator Montford:

Gracious Father, we come to you today knowing it is incumbent upon this body to lead the State of Florida, an awesome responsibility. There might never have been a time when the people of Florida and this country need a reminder of what civil leadership, service, and solidarity for the common good look like. We come to you for guidance, for patience, and for humbleness to provide that example to your people.

I ask of you today that you give each of us the strength and the wisdom to speak for our own constituents, and for understanding and compassion when our colleagues speak for theirs, even in opposition. We come to you today to ask for your moral leadership. As you have provided for us, you have also given us the task of providing to those around us. Thank you, Lord, for the opportunity for this Senate to be a moral compass and an example of empathy and sacrifice, as you have been an example of sacrifice and empathy to us.

The last few weeks have been challenging. Help us to keep a clear mind and a strong heart. Help us to use the strength you have graced us with. Help us to understand and recognize our weaknesses and to act accordingly. As you told us in Matthew 11:28: "Come to me, all you who are weary and heavy laden, and I will give you rest." Father, grant

us the perspective to remember that not far from the doors of these chambers and around our state children are hungry, elderly are sick, and families are suffering. Let us remember you taught us to care for the least of these.

Lord, we ask for your special blessings and care for those men and women in our armed forces, who risk their lives to protect the very freedoms granted by the democracy we take part in here today. Bless their families who will miss them at dinner tonight, and their children eagerly awaiting their return. In your name we pray, and all God's people said, "Amen."

PLEDGE

Senate Pages, Miles Nelson of Crawfordville; Jamey Harvey of Sopchoppy; Nina Fusco of Melbourne; and Jordan Rolling of Westville, 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. Jeffrey S. Block of Miami, sponsored by Senator Artiles, as the doctor of the day. Dr. Block specializes in anesthesiology.

POINT OF PERSONAL PRIVILEGE

On motion by Senator Benacquisto, by two-thirds vote, the following remarks were ordered spread upon the Journal:

Senator Artiles: Mr. President, with your permission, I would like to request a moment of personal privilege. Thank you, Mr. President.

I extend a heartfelt apology to my colleagues and to all of those I have offended. While my words have caused pain in many, I would like to specifically apologize to two members.

To Senator Audrey Gibson, I apologize. I am so sorry for the words and the tone I used with you regretfully Monday night. There is no excuse, nor will I offer one. My comments to you were the most regretful of all because they injured you personally. No one deserves to be spoken to that way, much less a person of your stature, dignity, and integrity.

I humbly ask you to accept my heartfelt apology. As you can see, my harsh words have adversely reflected more on me, than they could ever have on anyone else. And while the words I used toward you are not the ones that made the headlines, it is those words I will have the most difficulty in forgiving myself for because they hurt you.

To Senator Perry Thurston, my friend and colleague, and a person who put his arm around me and tried to guide me in the right direction: You have demonstrated to me time and time again your friendship and also that you are a gentleman and man of principle. I respectfully ask for your forgiveness.

And to you, President Negron, I owe you an apology. Your countless hours, work ethic, and dedication to leading this body don't merit my crass and juvenile comments. For me to denigrate your efforts and insult my fellow colleagues is an affront to you and the Senate. I respectfully ask for your forgiveness.

With regard to the word which I used toward no one in particular, but that is rightfully the most inflammatory, I know my explanation is inadequate, but it's sincere. I grew up in a diverse community. We share each other's customs, cultures, and vernacular. I realize that my position does not allow me for the looseness of words or slang, regardless of how benign my intentions were.

In the Marine Corps, we take great pride in standing up and accepting responsibility for mistakes because lives are on the line. I stand up before all of you, every one of you, and with great humility, I ask for your forgiveness. And with that, I close.

ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

SR 1798—A resolution expressing appreciation for the sister state relationship and bilateral economic and cultural ties between the State of Florida and Taiwan.

WHEREAS, the people of Taiwan, officially known as the Republic of China, successfully elected their first female president, Dr. Tsai Ing-wen, on January 16, 2016, by popular vote, further enhancing the roots of democracy within the island and strengthening the common values it shares with the United States, and

WHEREAS, April 10, 2017, marks the 38th anniversary of the enactment of the Taiwan Relations Act, which codified in law the basis for continued commercial and cultural relations between the United States and Taiwan, and

WHEREAS, former President Ma Ying-jeou's East China Sea Peace Initiative and South China Sea Peace Initiative, and their respective codes of conduct, recognize the conflicting territorial viewpoints of the interested parties and call on all concerned parties to resolve their regional disputes peacefully and share resources in accordance with international law, and

WHEREAS, these initiatives are consistent with the security and economic interests of the United States in East and Southeast Asia, and

WHEREAS, Taiwan's meaningful participation in international organizations, including its bid for observer status in the International Criminal Police Organization, known as INTERPOL, is significant, as is its participation in or cooperation with more than 50 international organizations, including its recent active participation in the triennial International Civil Aviation Organization Assembly and its membership status in both the Asia-Pacific Economic Cooperation and the World Trade Organization, and

WHEREAS, the State of Florida maintains and values its sister state relationship with Taiwan, which is Florida's sixth largest export market in Asia, one of Miami's largest trading partners in Asia, and PortMiami's sixth largest export country, and

WHEREAS, in addition to the sister state relationship that exists between the State of Florida and Taiwan, sister city relationships are maintained between Miami-Dade County and New Taipei City, formerly Taipei County, and between PortMiami and Port Kaohsiung, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate expresses its appreciation for the sister state relationship between the State of Florida and Taiwan.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Taipei Economic and Cultural Office in Miami and the Executive Office of the Governor as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Bean—

By Senator Bean—

SR 1818—A resolution recognizing April 6, 2017, as “National Multiple Sclerosis Society Florida State Action Day at the Capitol” and encouraging efforts to inform the residents of this state about multiple sclerosis.

WHEREAS, multiple sclerosis (MS) is a neurological disease of the central nervous system that affects 2.3 million people worldwide, and

WHEREAS, the National Multiple Sclerosis Society reports that most people with multiple sclerosis are diagnosed between the ages of 20 and 50 years; that the effects, progression, severity, and specific symptoms are unpredictable and cannot be foreseen; and that the cause of and cure for this often debilitating disease remain unknown, and

WHEREAS, the National Multiple Sclerosis Society is committed to a world free of MS by heightening public knowledge of the disease, and

WHEREAS, since 1946, the National Multiple Sclerosis Society has been a driving force of MS research, relentlessly pursuing prevention, treatment, and a cure, and more than \$900 million has been invested in groundbreaking research, and

WHEREAS, funds raised by the National Multiple Sclerosis Society for research, which total \$50.2 million annually worldwide, fuel the efforts of nearly 380 research projects at the best medical centers, universities, and other institutions throughout the United States and abroad, and

WHEREAS, discovering the cause, finding a cure, and preventing persons in future generations from being diagnosed with MS is an important mission that all Americans should support, and

WHEREAS, the Florida Senate recognizes the importance of finding the cause of and cure for MS and expresses its support and appreciation for the endeavors of the National Multiple Sclerosis Society to ensure a future free of multiple sclerosis, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 6, 2017, is recognized as “National Multiple Sclerosis Society Florida State Action Day at the Capitol” and that efforts to inform the residents of this state about multiple sclerosis are encouraged.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the National Multiple Sclerosis Society as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for HB 6533—A bill to be entitled An act for the relief of Jennifer Wohlgemuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for HB 6533** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Brandes	Galvano
Artiles	Braynon	Garcia
Baxley	Broxson	Gibson
Bean	Campbell	Grimsley
Benacquisto	Clemens	Hutson
Book	Farmer	Latvala
Bracy	Flores	Lee
Bradley	Gainer	Mayfield

Montford	Simmons	Thurston
Passidomo	Simpson	Torres
Powell	Steube	Young
Rodriguez	Stewart	

Nays—2

Perry	Stargel
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Vote after roll call:

Yea—Rouson

CS for CS for SB 1124—A bill to be entitled An act relating to newborn screenings; amending s. 383.14, F.S.; requiring the Department of Health, upon the advice of the Genetics and Newborn Screening Advisory Council, to expand within a specified period the statewide screening of newborns to include any condition on the federal Recommended Uniform Screening Panel; requiring the council to determine whether a condition should be included in the state’s screening program within a specified period after its addition to the federal panel; requiring the department to submit a legislative budget request to fund additional testing; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for CS for SB 1124** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for CS for SB 724—A bill to be entitled An act relating to estates; amending s. 732.2025, F.S.; conforming cross-references; amending s. 732.2035, F.S.; providing that a decedent’s property interest in the protected homestead is included in the elective estate; amending s. 732.2045, F.S.; revising the circumstances under which the decedent’s property interest in the protected homestead is excluded from the elective estate; amending s. 732.2055, F.S.; providing for the valuation of the decedent’s protected homestead under certain circumstances; amending s. 732.2075, F.S.; conforming cross-references; amending s. 732.2085, F.S.; requiring the payment of interest on any unpaid portion of a person’s required contribution toward the elective share with respect to certain property; amending s. 732.2095, F.S.; revising provisions relating to the valuation of a surviving spouse’s interest in property to include protected homestead; conforming cross-references; amending s. 732.2115, F.S.; conforming a cross-reference; amending s. 732.2135, F.S.; revising the period within which a specified person may petition the court for an extension of time for making an election; removing a provision authorizing assessment of attorney fees and costs if an election is made in bad faith; amending s. 732.2145, F.S.; requiring the payment of interest on any unpaid portion of a person’s required contribution toward the elective share after a certain date; creating s. 732.2151, F.S.; providing for the award of fees and costs in certain elective share proceedings; providing that a court may direct payment from certain sources; providing applicability; amending s. 738.606, F.S.; providing that a surviving spouse may require a trustee of a marital or elective share trust to make property productive of income; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for SB 724** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Latvala	Thurston
Braynon	Lee	Torres
Broxson	Mayfield	Young
Campbell	Montford	
Clemens	Passidomo	

Nays—None

Vote after roll call:

Yea—Rouson

CS for SB 530—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; revising and providing definitions; revising criteria for prior authorization forms; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization in a specified manner; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization, except under certain circumstances; providing applicability; requiring such insurers or pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; providing definitions; requiring health insurers to publish on their websites and provide in writing to insureds a specified procedure to obtain protocol exceptions; specifying timeframes in which health insurers must authorize or deny protocol exception requests and respond to an appeal to a health insurer’s authorization or denial of a request; requiring authorizations or denials to specify certain information; providing circumstances in which health insurers must grant a protocol exception request; authorizing health insurers to request documentation in support of a protocol exception request; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **CS for SB 530** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Latvala	Thurston
Braynon	Lee	Torres
Broxson	Mayfield	Young
Campbell	Montford	
Clemens	Passidomo	

Nays—None

Vote after roll call:

Yea—Rouson

CS for CS for SB 388—A bill to be entitled An act relating to the Beverage Law; amending s. 561.42, F.S.; providing an exemption from provisions relating to the tied house evil for specified financial transactions between a manufacturer of beer or malt beverages and a licensed vendor; providing conditions for the exception; amending s. 562.13, F.S.; revising applicability to specify circumstances under which persons under the age of 18 years who are employed in specified businesses are excluded from certain employment prohibitions; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for CS for SB 388** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Clemens	Montford
Artiles	Farmer	Passidomo
Baxley	Flores	Perry
Bean	Gainer	Powell
Benacquisto	Galvano	Rodriguez
Book	Garcia	Simmons
Bracy	Gibson	Simpson
Bradley	Grimsley	Steube
Brandes	Hutson	Stewart
Braynon	Latvala	Thurston
Broxson	Lee	Torres
Campbell	Mayfield	Young

Nays—1

Stargel

Vote after roll call:

Yea—Rouson

Consideration of **CS for SB 718** was deferred.

CS for SB 404—A bill to be entitled An act relating to ratification of Department of Financial Services rules; ratifying specified rules relating to the Florida Workers' Compensation Reimbursement Manual for Hospitals and Florida Workers' Compensation Reimbursement Manual for Ambulatory Surgical Centers for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing construction; providing for a certain notice in the Florida Administrative Code, the Florida Administrative Register, or both; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for SB 404** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Braynon	Gibson
Artiles	Broxson	Grimsley
Baxley	Campbell	Hutson
Bean	Clemens	Latvala
Benacquisto	Farmer	Lee
Book	Flores	Mayfield
Bracy	Gainer	Montford
Bradley	Galvano	Passidomo
Brandes	Garcia	Perry

Powell	Simpson	Thurston
Rodriguez	Stargel	Torres
Rouson	Steube	Young
Simmons	Stewart	

Nays—None

CS for SB 148—A bill to be entitled An act relating to students remaining on school grounds during school hours; amending s. 1001.43, F.S.; providing that a district school board may adopt policies for releasing students for the school lunch period; requiring schools in certain districts to obtain written parental consent before permitting students to leave school grounds during the lunch period; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 148** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for HB 239—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for petitions, and the contents thereof, for certain protective injunctions that are dismissed in certain circumstances; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **CS for HB 239** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for CS for SB 582—A bill to be entitled An act relating to regulatory boards; amending ss. 455.203, 456.004, and 497.103, F.S.; requiring the Department of Business and Professional Regulation, the Department of Health, and the Department of Financial Services, re-

spectively, to determine whether final board decisions constitute certain anticompetitive conduct; requiring the departments to review final board decisions for anticompetitive conduct and issue orders approving, modifying, or voiding each decision; specifying that the departments' anticompetitive review constitutes a limited legal review and its resulting determination is not subject to legal challenge; specifying actions that are considered final board decisions; requiring that legal costs for defense of antitrust actions and financial damages be paid from specified accounts; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for SB 582** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Powell
Artiles	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Book	Grimsley	Stargel
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Young
Campbell	Passidomo	
Clemens	Perry	

Nays—1

Farmer

CS for CS for HB 805—A bill to be entitled An act relating to insurance policy transfers; amending s. 627.4133, F.S.; authorizing an insurer to transfer a residential property insurance policy to another authorized insurer upon expiration of the policy term if specified conditions are met; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 805** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for HB 305—A bill to be entitled An act relating to law enforcement body cameras; amending s. 943.1718, F.S.; requiring law enforcement agencies to establish policies and procedures authorizing an officer's review of camera footage of an incident before writing a report or providing a statement; providing an exception; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **CS for HB 305** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for SB 818—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the definition of the term "interestholder" to clarify that the term does not include certain parties to a certain multisite timeshare plan; amending s. 721.08, F.S.; clarifying current law; providing that certain instruments are not an encumbrance as they relate to certain vacation and timeshare plans; amending s. 721.125, F.S.; revising requirements for the termination of a timeshare plan; providing that the termination of a timeshare plan does not change the corporate status of an owners' association under certain circumstances; providing that the owners' association continues to exist until certain affairs are concluded; requiring the board of administration of the owners' association to serve as the termination trustee after termination of a timeshare plan; providing powers of the termination trustee; specifying that certain expenses incurred by the termination trustee must be borne by the tenants of a former timeshare property; requiring the termination trustee to adopt certain procedures to implement the partition or sale of a former timeshare property; requiring a voting representative to be designated under certain circumstances; specifying the voting rights of the voting representative; conforming provisions to changes made by the act; creating s. 725.1255, F.S.; providing legislative findings; specifying the percentage of votes required to extend the term of a timeshare plan under certain circumstances; specifying what constitutes a quorum under certain circumstances; specifying that a meeting to extend a timeshare plan may be held at any time; authorizing an owners' association to determine if a person or entity holding a voting interest is ineligible to vote, subject to certain requirements; specifying the maximum duration of validity of a proxy; providing that a proxy for a vote is revocable unless otherwise stated; specifying requirements for certain extension votes to be effective; providing applicability; providing an effective date.

—as amended April 18, was read the third time by title.

On motion by Senator Hutson, **CS for SB 818**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	

Nays—None

CS for HB 221—A bill to be entitled An act relating to transportation network companies; creating s. 627.748, F.S.; defining terms; providing for construction; providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; requiring a TNC to designate and maintain an agent for service of process in this state; providing fare requirements; providing requirements for a TNC’s digital network; providing for an electronic receipt, subject to certain requirements; providing automobile insurance requirements for a TNC and a TNC driver; providing requirements for specified proof of coverage for a TNC driver under certain circumstances; providing certain disclosure requirements for a TNC driver in the event of an accident; requiring a TNC to cause its insurer to issue certain payments directly to certain parties; requiring a TNC to make specified disclosures in writing to TNC drivers under certain circumstances; authorizing specified insurers to exclude certain coverage, subject to certain limitations; providing that the right to exclude coverage applies to any coverage included in an automobile insurance policy; providing applicability; providing for construction; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requiring a TNC to provide specified information upon request by certain parties during a claims coverage investigation; requiring certain insurers to disclose specified information upon request by any other insurer involved in the particular claim; providing that TNC drivers are independent contractors if specified conditions are met; requiring a TNC to implement a zero-tolerance policy for drug or alcohol use, subject to certain requirements; providing TNC driver requirements; requiring a TNC to conduct a certain background check for a TNC driver after a specified period; requiring a TNC to submit an examination report prepared by a certified public accountant to the Department of Financial Services to verify certain compliance; requiring the department to impose specified fines for noncompliance; providing for disposition and use of moneys received; authorizing petition for an administrative proceeding; authorizing the department to seek injunctive relief under certain circumstances; authorizing the department to adopt rules; providing construction; prohibiting a TNC driver from accepting certain rides or soliciting or accepting street hails; prohibiting a TNC from altering presentation of information on its digital network to an enforcement official; requiring a TNC to adopt a policy of nondiscrimination with respect to riders and potential riders and to notify TNC drivers of such policy; requiring TNC drivers to comply with the nondiscrimination policy and certain applicable laws regarding nondiscrimination and accommodation of service animals; prohibiting a TNC from imposing additional charges for providing services to persons who have physical disabilities; requiring a TNC that contracts with a governmental entity to provide paratransit services to comply with certain state and federal laws; requiring a TNC to reevaluate a decision to remove a TNC driver’s authorization to access its digital network in certain instances; requiring a TNC to maintain specified records; providing legislative intent; specifying that TNCs, TNC drivers, and TNC vehicles are governed exclusively by state law; prohibiting local governmental entities and subdivisions from taking specified actions; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for HB 221** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Perry
Artiles	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—1

Latvala

Vote after roll call:

Yea—Braynon

INTRODUCTION OF FORMER SENATORS

The President recognized United States Congressmen and former Senators Darren Soto and Al Lawson, who were present in the chamber.

SPECIAL ORDER CALENDAR

SB 514—A bill to be entitled An act relating to fees of the Department of Business and Professional Regulation; amending s. 455.271, F.S.; revising the amount of the additional delinquency fee a board or the department must impose under certain circumstances; amending s. 553.721, F.S.; revising the surcharge rate assessed on certain permits; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 514**, pursuant to Rule 3.11(3), there being no objection, **HB 741** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Stargel—

HB 741—A bill to be entitled An act relating to Department of Business and Professional Regulation fees; amending s. 455.271, F.S.; revising the delinquency fee that a professional board or the department imposes on a delinquent status licensee; amending s. 553.721, F.S.; revising the surcharge that the department assesses on building permits; providing an effective date.

—a companion measure, was substituted for **SB 514** and read the second time by title.

Pursuant to Rule 4.19, **HB 741** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1108** was deferred.

On motion by Senator Steube—

CS for SB 1634—A bill to be entitled An act relating to residential elevators; amending s. 399.031, F.S.; requiring that an elevator controller be capable of monitoring the closed and locked contacts of the hoistway door locking device; requiring that the elevator controller be capable of interrupting the power for the motor and brake for a hoistway door locking device under certain circumstances; prohibiting an elevator car from being restarted until certain conditions are met; requiring a visual indicator to be visible at all landings under certain circumstances; deleting a requirement that the underside of the platform of an elevator car be equipped with a specified device; deleting requirements for such devices; deleting a requirement that manual reset of an elevator resume before downward motion is allowed; requiring the Florida Building Commission to adopt certain provisions relating to residential elevators into the Florida Building Code by a specified date; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1634** was placed on the calendar of Bills on Third Reading.

On motion by Senator Torres—

CS for SB 1694—A bill to be entitled An act relating to support for parental victims of child domestic violence; amending s. 984.071, F.S.; deleting obsolete language; requiring the Department of Juvenile Jus-

tice, in collaboration with specified organizations, to develop and maintain updated information and materials regarding specified services and resources; requiring the department to make the information and materials available through specified means; amending s. 943.171, F.S.; requiring domestic violence training for law enforcement officers to include training concerning child-to-parent cases; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1694** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 64—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 64** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1330—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115, F.S.; specifying that concealed weapon and concealed firearm licenses are not prohibited by specified laws from carrying such weapons or firearms on private school property under a specified circumstance; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1330**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 849** was withdrawn from the Committees on Judiciary; Education; and Rules.

On motion by Senator Stargel—

CS for HB 849—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115, F.S.; providing that persons licensed to carry a concealed weapon and concealed firearm are not prohibited by specified laws from such carrying on certain private school property; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1330** and read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (138870) (with title amendment)—Delete line 22 and insert:

school property during nonschool hours, or during an activity that is not sanctioned by the school on that property, if a religious institution, as defined in s.

And the title is amended as follows:

Delete line 7 and insert: *school property during nonschool hours or during certain activities; providing an effective date.*

Pursuant to Rule 4.19, **CS for HB 849**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SJR 76—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section 4 of Article VII that limit the amount of annual increases in assessments, except for school district levies, of specified nonhomestead real property.

—was read the second time by title.

Pending further consideration of **CS for SJR 76**, pursuant to Rule 3.11(3), there being no objection, **CS for HJR 21** was withdrawn from the Committees on Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules.

On motion by Senator Lee—

CS for HJR 21—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section of Article VII that limit the amount of annual increases in assessments, except for school district levies, of specified nonhomestead real property.

—a companion measure, was substituted for **CS for SJR 76**, and read the second time by title.

Pursuant to Rule 4.19, **CS for HJR 21** was placed on the calendar of Bills on Third Reading.

CS for SB 7024—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S.; revising the definition of the term “proprietary business information” as used in an exemption from public record requirements relating to information provided by title insurance agencies and insurers to the Office of Insurance Regulation; removing the scheduled repeal of an exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7024**, pursuant to Rule 3.11(3), there being no objection, **HB 7067** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Flores—

HB 7067—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S.; revising the definition of the term “proprietary business information” as used in an exemption from public record requirements relating to information provided by title insurance agencies and insurers to the Office of Insurance Regulation; removing the scheduled repeal of an exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 7024** and read the second time by title.

Pursuant to Rule 4.19, **HB 7067** was placed on the calendar of Bills on Third Reading.

SB 7026—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S., relating to an exemption from public records requirements for social security numbers and property identifiers, contained in certain reports of unclaimed property, which are held by the Department of Financial Services; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7026**, pursuant to Rule 3.11(3), there being no objection, **HB 7045** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Flores—

HB 7045—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S., relating to an exemption from public record requirements for social security numbers and property identifiers contained in reports of unclaimed property; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7026** and read the second time by title.

Pursuant to Rule 4.19, **HB 7045** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for SB 716—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform real property evaluations in connection with certain federally regulated transactions; requiring such appraisers to comply with certain standards; requiring the Florida Real Estate Appraisal Board to adopt rules; providing construction; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to a certain appraisal subcommittee; requiring the department to collect an annual fee from certain appraisal management companies and transmit the fee to such appraisal subcommittee; requiring the board to establish a certain procedure and adopt rules; amending s. 475.6235, F.S.; deleting an exception by which the board may grant a registration to a person otherwise deemed not qualified; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an application for renewal of an appraisal management company's registration on specified grounds; adding certain grounds for discipline by the board against appraisal management companies; reenacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made to s. 475.6245, F.S., in a reference thereto; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice for nonfederally related transactions; providing requirements and construction for such standards; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 716** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for SB 392—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

—was read the second time by title.

Senator Hukill offered the following amendment which was moved by Senator Garcia and adopted:

Amendment 1 (178824)—Delete lines 70-91 and insert:

(d) **Three credits in social studies.**—A student must earn one credit in United States History; one credit in World History; one-half credit in economics, which must include financial literacy; and one-half credit in United States Government. The United States History EOC assessment constitutes 30 percent of the student's final course grade. *However, for a student entering grade 9 in the 2017-2018 school year or thereafter, financial literacy is not a required component of the one-half credit in economics.*

(g) **Eight Credits in Electives.**—School districts must develop and offer coordinated electives so that a student may develop knowledge and skills in his or her area of interest, such as electives with a STEM or liberal arts focus. Such electives must include opportunities for students to earn college credit, including industry-certified career education programs or series of career-themed courses that result in industry

certification or articulate into the award of college credit, or career education courses for which there is a statewide or local articulation agreement and which lead to college credit. *A student entering grade 9 before the 2017-2018 school year must earn eight credits in electives. A student entering grade 9 in the 2017-2018 school year or thereafter must earn seven and one-half credits in electives.*

(h) **One-half credit in personal financial literacy.**—Beginning with students entering grade 9 in the 2017-2018 school year, each student shall earn one-half credit in personal

Pursuant to Rule 4.19, **CS for SB 392**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

On motion by Senator Benacquisto, the rules were waived and **CS for SB 1108** was retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 19, 2017: SB 514, CS for SB 1108, CS for SB 1634, CS for SB 1694, CS for CS for SB 64, CS for CS for SB 1330, CS for SJR 76, CS for SB 7024, SB 7026, CS for CS for SB 716, CS for SB 392.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1672

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1844

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 570

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 796; SB 902; SB 1362

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Pre-K - 12 Education under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 1306; SB 1576

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1788

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1478; SB 1480

The bills with committee substitute attached were referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 840

The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: CS for SB 206; CS for SB 1554

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1032

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 188; SB 1312; CS for SB 1372

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 588

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1072

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Commerce and Tourism recommends the following not pass: SB 236

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 476; CS for SB 684; SB 1564

The Appropriations Subcommittee on General Government recommends the following pass: CS for CS for SB 554; CS for SB 1012; CS for SB 1668

The Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 28; CS for SB 34; CS for SB 38; CS for SB 50; CS for SB 510; CS for SB 732; CS for SB 780; SB 888; SB 1050; SB 1056; CS for SB 1144; CS for SB's 1318 and 1454

The Appropriations Subcommittee on Higher Education recommends the following pass: CS for SB 48

The Appropriations Subcommittee on Pre-K - 12 Education recommends the following pass: SB 808; CS for SB 1368; CS for SB 1468

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Community Affairs; and Regulated Industries; and Senators Steube and Perry—

CS for CS for SB 188—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; revising applicability for a

preemption of certain local laws, ordinances, or regulations regarding vacation rentals; providing an effective date.

By the Committees on Banking and Insurance; and Judiciary; and Senator Passidomo—

CS for CS for SB 206—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the electronic will subject to certain conditions; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; providing applicability; providing an effective date.

By the Committees on Commerce and Tourism; and Children, Families, and Elder Affairs; and Senator Rouson—

CS for CS for SB 570—A bill to be entitled An act relating to public assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to submit a detailed annual report on certain information for individuals subject to mandatory work requirements who receive temporary cash or food assistance; amending s. 445.024, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop and implement a work plan agreement for participants in the temporary cash assistance program; requiring the plan to identify expectations, sanctions, and penalties for noncompliance with work requirements; amending s. 402.82, F.S.; requiring the Department of Children and Families to impose a replacement fee for electronic benefits transfer cards under certain circumstances; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study; providing study requirements; providing legislative

intent; requiring OPPAGA to submit a report by a certain date to the Governor and the Legislature; providing legislative findings; creating the TANF Reemployment Pilot Program in Pinellas County; providing for the administration of the program; providing the purpose and goal of the program; providing an appropriation; providing an effective date.

By the Committees on Criminal Justice; and Health Policy; and Senator Passidomo—

CS for CS for SB 588—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; amending s. 395.1041, F.S.; requiring a hospital with an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, uses of professionals or specialists, and protocols; creating s. 401.253, F.S.; authorizing certain entities to report controlled substance overdoses to the Department of Health; defining the term “overdose”; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring the department to produce a quarterly report and share the data with specified entities; providing for use of such data; providing an effective date.

By the Committee on Education; and Senator Bean—

CS for SB 796—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising charter school contract and funding requirements; creating s. 1002.336, F.S.; defining terms; authorizing certain entities to apply for designation as a High-Impact Charter Management Organization; requiring the State Board of Education to adopt rules; providing criteria for an initial and renewal designation; providing that the charter school may receive charter school capital outlay; authorizing certain administrative fees to be waived under certain conditions; requiring the Department of Education to give priority to certain charter schools applying for specified grants; amending s. 1013.62, F.S.; revising the standards that a charter school must meet to be eligible for a funding allocation; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy; and Senator Clemens—

CS for CS for SB 840—A bill to be entitled An act relating to controlled substance prescribing; providing legislative findings; directing the Department of Health to include information on the risks of opioid addiction as part of a practitioner’s continuing medical education requirements; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program’s database; specifying when a revised reporting requirement takes effect; providing effective dates.

By the Committee on Education; and Senator Simmons—

CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; defining the term “inactive”; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student’s account be closed and program funds revert to the state after the account is inactive for a specified number of years; revising the date upon which certain private schools must submit a required report; specifying that certain actions of the private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Mayfield—

CS for SB 1032—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; revising provisions to permit a licensed insurer or its agent, a title insurance agent, a title insurance agency, or a title insurer to give advertising or promotional items of less than specified values; providing that licensed insurers and their agents are not prohibited from making specified charitable contributions on behalf of insureds or prospective insureds; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections; and Senator Hutson—

CS for CS for SB 1072—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; creating a public records exemption for certain information received by the Department of State from another state, through an interstate agreement or a membership in a nongovernmental entity whose membership is solely composed of state government election officials for the sole purpose of sharing and exchanging information in order to verify voter registration information, which is confidential or exempt pursuant to the laws of that state; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senator Monford—

CS for SB 1306—A bill to be entitled An act relating to economic programs; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to contract with a direct-support organization to promote the sports industry and the participation of residents in certain athletic competitions in this state and to promote the state as a host for certain athletic competitions; reviving, reenacting, and amending s. 288.1229, F.S., relating to the promotion and development of sports-related industries and amateur athletics; requiring the department to establish a direct-support organization known as the “Florida Sport Foundation,” rather than authorizing the Office of Tourism, Trade, and Economic Development to authorize a direct-support organization, to assist the department in certain promotion and development activities; specifying the purpose of the foundation; specifying requirements for the foundation, including appointment of its board of directors; deleting a provision prohibiting board members from serving more than two consecutive terms; requiring that the foundation operate under written contract with the department; specifying provisions that must be included in the contract; authorizing the department to allow the foundation to use certain facilities, personnel, and services if it complies with certain provisions; requiring an annual financial audit of the foundation; providing that the foundation is not granted any taxing power; deleting certain provisions related to the Office of Tourism, Trade, and Economic Development and a specified direct-support organization; specifying the duties of the foundation; deleting residency requirements for participants of the Sunshine State Games; deleting certain competition requirements; authorizing the department, rather than the Executive Office of the Governor, to allow the use of certain property, facilities, and personal services under certain circumstances; conforming provisions to changes made by the act; amending s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to analyze and evaluate the first 3 years of certain programs; requiring the Office of Program Policy Analysis and Government Accountability, rather than the Office of Economic and Demographic Research, to identify inefficiencies in certain programs and to recommend changes to such programs; revising the date by which the Office of Economic and Demographic Research must submit a report to the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; amending s. 320.08058, F.S.; conforming provisions to changes made by the act; amending uses of the proceeds of certain license plates; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 1312—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; authorizing solar energy systems manufactured or sold in the state to be certified by professional engineers; amending s. 471.033, F.S.; prohibiting professional engineers from contracting with customers without disclosing whether they maintain certain insurance; amending s. 489.103, F.S.; revising an exemption from construction contracting regulation for certain public utilities; deleting responsibility of the Construction Industry Licensing Board to define the term “incidental to their business” for certain purposes; amending s. 489.113, F.S.; providing that specified pool/spa contractors are not required to subcontract certain work relating to power wiring; requiring such contractors to subcontract all work requiring the installation, removal, replacement, or upgrading of a circuit breaker; providing applicability; amending s. 553.721, F.S.; requiring the Department of Business and Professional Regulation to provide certain funds allocated to the University of Florida M. E. Rinker, Sr., School of Construction Management for specified purposes; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; prohibiting the commission from adopting certain provisions into the Florida Building Code; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.79, F.S.; prohibiting a political subdivision from adopting or enforcing certain building permits or other development order requirements; providing construction; providing for preemption of certain local laws and regulations; providing for retroactive applicability; amending s. 553.791, F.S.; providing legislative intent; requiring local jurisdictions to reduce certain permit fees; amending s. 553.80, F.S.; prohibiting local enforcement agencies, independent districts, and special districts from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education to develop a plan for specified purposes; requiring the department to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring CareerSource Florida, Inc., to develop a plan for specified purposes; requiring CareerSource Florida, Inc., to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring the Florida Building Commission to amend specified provisions of the Florida Building Code related to door components; providing an effective date.

By the Committee on Education; and Senator Broxson—

CS for SB 1362—A bill to be entitled An act relating to K-12 education; amending s. 1002.33, F.S.; removing a requirement that the Department of Education compare certain charter school student performance data to certain traditional public schools; removing notice requirements relating to such charter school performance data; removing a requirement that the State Board of Education adopt rules to administer such notice requirements; creating s. 1002.334, F.S.; defining terms; authorizing certain entities to apply to the State Board of Education for designation as a High-Impact Charter Network; requiring the state board to adopt rules; providing criteria for an initial and re-

newal designation; providing the period during which an initial designation is valid; authorizing entities designated as High-Impact Charter Networks to establish and operate charter schools under certain circumstances; authorizing entities with the designation to submit an application to establish and operate charter schools; providing that charter schools operated by designated entities are eligible to receive charter school capital outlay; requiring the department to give priority to certain charter schools applying for specified grants; requiring the governing board of an entity designated as a High-Impact Charter Network to be considered a local educational agency for receiving federal funds, under certain conditions; providing for rulemaking; amending s. 1007.35, F.S.; revising the exams each public high school is required to administer to all enrolled 10th grade students to include the PreACT, rather than the ACT Aspire; amending s. 1008.34, F.S.; clarifying accountability requirements for collocated schools; providing an effective date.

By the Committees on Community Affairs; and Regulated Industries; and Senator Perry—

CS for CS for SB 1372—A bill to be entitled An act relating to building-related contracting; amending s. 489.516, F.S.; specifying that provisions regulating certified electrical contractors and certified alarm system contractors do not prevent such contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Baxley—

CS for SB 1478—A bill to be entitled An act relating to inspectors general and auditors; amending s. 14.32, F.S.; requiring the Chief Inspector General to meet specified qualifications applicable to agency inspectors general, to have open and direct access to the Governor, and to prepare an annual report containing specified information; amending s. 20.055, F.S.; revising the qualifications of agency inspectors general; revising the auditing duties and responsibilities of agency inspectors general to include the performance of information technology audits; authorizing an agency inspector general and staff to take and record testimony or statements necessary to conduct an investigation or a review; requiring each agency inspector general to include specified budgetary and staffing information in an annual report; revising terminology; amending s. 110.205, F.S.; exempting employees of an office of an agency inspector general and auditors of the Division of Accounting and Auditing of the Department of Financial Services from the Career Service System; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Baxley—

CS for SB 1480—A bill to be entitled An act relating to public records; amending ss. 14.32 and 20.055, F.S.; providing exemptions from public records requirements for audit or investigative workpapers, records, reports, reviews, inquiries, or other documentation obtained or

created during or in relation to any audit or investigation by the Chief Inspector General or an agency inspector general until completion of such audit or investigation or issuance of a final report; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Banking and Insurance; and Judiciary; and Senator Young—

CS for CS for SB 1554—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust’s trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust’s principal to increase an authorized trustee’s compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust’s principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing Legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term “delivery of notice”; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; providing effective dates.

By the Committee on Commerce and Tourism; and Senator Gibson—

CS for SB 1576—A bill to be entitled An act relating to the Florida Film Investment Corporation; creating s. 288.1259, F.S.; defining terms; creating the Florida Film Investment Corporation and stating its purpose; authorizing the corporation to make investments in scripted productions in the state subject to certain conditions; requiring the board of directors to establish criteria, bylaws, rules, and policies for

making investments; requiring the board to adopt criteria that give preference to certain productions; authorizing the corporation to charge fees subject to certain limits; providing membership requirements for the board; specifying term requirements; providing that board members are subject to the code of ethics for public officers and employees; providing voting and compliance requirements; providing applicability; prohibiting board members from commenting on or discussing certain applications for a specified timeframe; providing that the board serves without compensation; authorizing the board to be reimbursed for specified expenses; requiring the board to adopt rules and hold meetings; requiring the board to create the Florida Film Investment Account for specified purposes; requiring funds appropriated to the corporation to be deposited in the account; authorizing the board to deposit a portion of funds into a bank and invest the remaining portion in specified securities; requiring dividends to be deposited in the account; providing for the board’s operating expenses; requiring claims against the corporation to be paid from the account; requiring the board to appoint a president; specifying that the president serves at the pleasure of the board and is compensated as determined by the board; requiring the president to perform certain duties of the corporation; requiring the president to submit an annual budget to be approved by the board; requiring the corporation to notify the Department of Economic Opportunity upon final execution of certain contracts or agreements; providing notice requirements; providing an effective date.

By the Committees on Community Affairs; and Transportation; and Senators Latvala, Galvano, and Rouson—

CS for CS for SB 1672—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; providing that the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority; amending s. 343.90, F.S.; revising the short title to “Tampa Bay Area Regional Transit Authority Act”; amending s. 343.91, F.S.; revising the definition of the term “authority” to mean the Tampa Bay Area Regional Transit Authority and to include only Hernando, Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; revising the definition of the term “commuter rail”; amending s. 343.92, F.S.; creating the Tampa Bay Area Regional Transit Authority to replace the Tampa Bay Area Regional Transportation Authority; decreasing voting membership on the governing board of the authority; requiring the members to be appointed within a specified period; revising appointment and term requirements of such membership; revising requirements for filling vacancies on the board; requiring the Governor to appoint an initial chair of the board from one of the four members appointed by the Governor; providing that seven members of the board constitute a quorum; providing that the vote of seven members is necessary for any action to be taken by the authority; requiring the board to evaluate the abolishment, continuance, modification, or establishment of specified committees, beginning on a specified date; requiring the board to submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the Legislature before a specified time; deleting requirements related to the establishment of a Transit Management Committee, a Citizens Advisory Committee, and technical advisory committees; conforming provisions to changes made by the act; amending s. 343.922, F.S.; revising the express purposes of the authority to include planning, implementing, and operating mobility improvements and expansions of certain multimodal transportation options, producing a certain regional transit development plan, and serving as the recipient of certain federal funds under certain circumstances; directing the authority to provide to the Legislature a plan to produce the regional transit development plan by a specified date; providing requirements for the regional transit development plan; requiring the authority to develop and adopt a regional transit development plan, rather than a transportation master plan; deleting obsolete provisions; conforming provisions to changes made by the act; providing that an action by the authority regarding the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, requires approval by a majority vote of each M.P.O. serving the county or counties where such rail transit investment will be made, and the ap-

proval of the Legislature by an act of general law; prohibiting the authority from engaging in certain advocacy that seeks to approve the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof; requiring the authority to conduct a feasibility study, through an independent third party, for any project of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, before proceeding with the development of the project and before any related contracts are issued; requiring the feasibility study to be submitted to the Governor, the Legislature, and the board of county commissioners of specified counties; amending ss. 343.94, 343.947, 343.95, 343.975, and 343.976, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 1788—A bill to be entitled An act relating to public records; creating s. 787.065, F.S.; providing for closed hearings in certain civil actions upon the request of victims, or the Statewide Council on Human Trafficking on behalf of the victims, of human trafficking; providing for redaction and sealing of personal identifying information of victims of human trafficking upon request; exempting from public records requirements the redacted and sealed information; providing for future review and repeal of the exemption; exempting from public records requirements the personal identifying information of victims of human trafficking held by the council; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Bradley—

CS for SB 1844—A bill to be entitled An act relating to public records; amending s. 381.987, F.S.; providing an exemption from public records requirements for a qualifying patient's or caregiver's personal identifying information, all information contained on their compassionate use registry identification cards, and all information pertaining to a physician certification for marijuana; requiring the Department of Health to allow access to the compassionate use registry to a law enforcement agency, a medical marijuana treatment center, certain licensed practitioners, certain employees of the department, and certain persons engaged in research, for specified purposes; extending the date of future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Education; and Senator Bean—

CS for SB 796—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising charter school contract and funding requirements; creating s. 1002.336, F.S.; defining terms; authorizing certain entities to apply for designation as a High-Impact Charter Management Organization; requiring the State Board of Education to adopt rules; providing criteria for an initial and renewal designation; providing that the charter school may receive charter school capital outlay; authorizing certain administrative fees to be waived under certain conditions; requiring the Department of Education to give priority to certain charter schools applying for specified grants; amending s. 1013.62, F.S.; revising the standards that a charter school must meet to be eligible for a funding allocation; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committees on Governmental Oversight and Accountability; and Health Policy; and Senator Clemens—

CS for CS for SB 840—A bill to be entitled An act relating to controlled substance prescribing; providing legislative findings; directing the Department of Health to include information on the risks of opioid addiction as part of a practitioner's continuing medical education requirements; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to

reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program's database; specifying when a revised reporting requirement takes effect; providing effective dates.

—was referred to the Committee on Rules.

By the Committee on Education; and Senator Simmons—

CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms "disability" and "IEP"; defining the term "inactive"; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student's account be closed and program funds revert to the state after the account is inactive for a specified number of years; revising the date upon which certain private schools must submit a required report; specifying that certain actions of the private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Commerce and Tourism; and Senator Monford—

CS for SB 1306—A bill to be entitled An act relating to economic programs; amending s. 20.60, F.S.; requiring the Department of Economic Opportunity to contract with a direct-support organization to promote the sports industry and the participation of residents in certain athletic competitions in this state and to promote the state as a host for certain athletic competitions; reviving, reenacting, and amending s. 288.1229, F.S., relating to the promotion and development of sports-related industries and amateur athletics; requiring the department to establish a direct-support organization known as the "Florida Sport Foundation," rather than authorizing the Office of Tourism, Trade, and Economic Development to authorize a direct-support organization, to assist the department in certain promotion and development activities; specifying the purpose of the foundation; specifying requirements for the foundation, including appointment of its board of directors; deleting a provision prohibiting board members from serving more than two consecutive terms; requiring that the foundation operate under written contract with the department; specifying provisions that must be included in the contract; authorizing the department to allow the foundation to use certain facilities, personnel, and services if it complies with certain provisions; requiring an annual financial audit of the foundation; providing that the foundation is not granted any taxing power; deleting certain provisions related to the Office of Tourism, Trade, and Economic Development and a specified direct-support organization; specifying the duties of the foundation; deleting residency requirements for participants of the Sunshine State Games; deleting certain competition requirements; authorizing the department, rather than the Executive Office of the Governor, to allow the use of certain property, facilities, and personal services under certain circumstances; conforming provisions to changes made by the act; amending s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to analyze and evaluate the first 3 years of certain programs; requiring the Office of Program Policy Analysis and Government Accountability, rather than the Office of Economic and Demographic Research, to identify inefficiencies in certain programs and to recommend changes to such programs; revising the date by which the Office of Economic and Demographic Research must submit a report to the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; amending s. 320.08058, F.S.; conforming provisions to changes made by the act; amending uses of the proceeds of certain license plates; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 1312—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; authorizing solar energy systems manufactured or sold in the state to be certified by professional engineers; amending s. 471.033, F.S.; prohibiting professional engineers from contracting with customers without disclosing whether they maintain certain insurance; amending s. 489.103, F.S.; revising an exemption from construction contracting regulation for certain public utilities; deleting responsibility of the Construction Industry Licensing Board to define the term “incidental to their business” for certain purposes; amending s. 489.113, F.S.; providing that specified pool/spa contractors are not required to subcontract certain work relating to power wiring; requiring such contractors to subcontract all work requiring the installation, removal, replacement, or upgrading of a circuit breaker; providing applicability; amending s. 553.721, F.S.; requiring the Department of Business and Professional Regulation to provide certain funds allocated to the University of Florida M. E. Rinker, Sr., School of Construction Management for specified purposes; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; prohibiting the commission from adopting certain provisions into the Florida Building Code; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.79, F.S.; prohibiting a political subdivision from adopting or enforcing certain building permits or other development order requirements; providing construction; providing for preemption of certain local laws and regulations; providing for retroactive applicability; amending s. 553.791, F.S.; providing legislative intent; requiring local jurisdictions to reduce certain permit fees; amending s. 553.80, F.S.; prohibiting local enforcement agencies, independent districts, and special districts from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education to develop a plan for specified purposes; requiring the department to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring CareerSource Florida, Inc., to develop a plan for specified purposes; requiring CareerSource Florida, Inc., to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring the Florida Building Commission to amend specified provisions of the Florida Building Code related to door components; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

By the Committee on Education; and Senator Broxson—

CS for SB 1362—A bill to be entitled An act relating to K-12 education; amending s. 1002.33, F.S.; removing a requirement that the Department of Education compare certain charter school student performance data to certain traditional public schools; removing notice requirements relating to such charter school performance data; removing a requirement that the State Board of Education adopt rules to administer such notice requirements; creating s. 1002.334, F.S.; defining terms; authorizing certain entities to apply to the State Board of Education for designation as a High-Impact Charter Network; requiring

the state board to adopt rules; providing criteria for an initial and renewal designation; providing the period during which an initial designation is valid; authorizing entities designated as High-Impact Charter Networks to establish and operate charter schools under certain circumstances; authorizing entities with the designation to submit an application to establish and operate charter schools; providing that charter schools operated by designated entities are eligible to receive charter school capital outlay; requiring the department to give priority to certain charter schools applying for specified grants; requiring the governing board of an entity designated as a High-Impact Charter Network to be considered a local educational agency for receiving federal funds, under certain conditions; providing for rulemaking; amending s. 1007.35, F.S.; revising the exams each public high school is required to administer to all enrolled 10th grade students to include the PreACT, rather than the ACT Aspire; amending s. 1008.34, F.S.; clarifying accountability requirements for collocated schools; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committees on Community Affairs; and Regulated Industries; and Senator Perry—

CS for CS for SB 1372—A bill to be entitled An act relating to building-related contracting; amending s. 489.516, F.S.; specifying that provisions regulating certified electrical contractors and certified alarm system contractors do not prevent such contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; providing an effective date.

—was referred to the Committees on Appropriations; and Rules.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted CS/HCR 631 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) DuBose, Fischer, Antone, Baez, Berman, Brown, Burgess, Byrd, Cortes, B., Cortes, J., Cruz, Daniels, Davis, Donalds, Duran, Edwards, Fine, Geller, Grall, Grant, J., Gruters, Hardemon, Harrison, Henry, Jacobs, Jacquet, Jenne, Jones, Latvala, Lee, Leek, Massullo, Mercado, Metz, Miller, A., Miller, M., Moskowitz, Newton, Ponder, Pritchett, Raschein, Raulerson, Renner, Russell, Shaw, Silvers, Slosberg, Smith, Stafford, Watson, B., Watson, C., White, Willhite, Williams, Corcoran, Albritton, Ahern, Diaz, M., Caldwell, Bileca, Boyd, Nuñez, Oliva, Diaz, J., Cummings, Brodeur, Ingram, Hager, Burton, Raburn, Porter, Ingoglia, Eagle, Rodrigues, Stone, Harrell, Pigman, Magar, Santiago, Gonzalez, Plasencia,

Killebrew, Alexander, Asencio, Ausley, Richardson, Abruzzo, Diamond, Stark, McGhee, Moraitis, Sullivan, Goodson, Beshears, La Rosa, Stevenson, Clemons, Williamson, Altman, Toledo, Grant, M., Yarborough, Payne, Drake, Plakon, Combee, Sprowls, Spano, Fitzenhagen, Fant, Peters, Avila, Trumbull, Mariano, McClain, Hahnfeldt, Rommel, Roth, Eisnaugle—

CS for HCR 631—A concurrent resolution acknowledging the grave injustices perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as "the Groveland Four"; offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to perform an expedited clemency review of the cases of Charles Greenlee, Walter Irvin, Samuel Shephard, and Ernest Thomas, including granting full pardons.

—was referred to the Committees on Criminal Justice; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 825 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Metz, Albritton, Byrd, Drake, Fischer, Porter, Yarborough—

HM 825—A memorial to the Congress of the United States, urging Congress to amend certain federal laws to remove obstacles to states exercising their authority and obligation, under state and federal law, to protect the integrity of elections by ensuring that only United States citizens are registered to vote.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

COMMITTEE MEMBERSHIP CHANGE

Communications were received from the President for the following committee membership changes: Senator Stargel was appointed as Chair to the Committee on Communications, Energy, and Public Utilities; and Senator Artiles was removed as Chair from the Committee on Communications, Energy, and Public Utilities.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 18 was corrected and approved.

CO-INTRODUCERS

Senators Book—CS for SCR 920, CS for SR 1440; Clemens—SB 442; Farmer—SB 102; Hutson—SCR 1360; Perry—CS for SB 56, CS for CS for SB 190; Rouson—SB 1114; Simmons—CS for SB 260; Stargel—CS for SB 446; Steube—SB 12; Thurston—CS for CS for SB 196, SB 666, CS for SCR 920; Young—CS for SB 1598

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 10:48 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 26 or upon call of the President.



Journal of the Senate

Number 18—Regular Session

Tuesday, April 25, 2017

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REPORTS OF COMMITTEES

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1228

The Committee on Judiciary recommends the following pass: CS for SB 970

The Committee on Rules recommends the following pass: CS for SB 512

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: HB 7007 with 8 amendments

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 12

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1640

The bill was referred to the Committee on Judiciary under the original reference.

The Committee on Appropriations recommends the following pass: CS for SB 1070

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SB 832

The Committee on Judiciary recommends the following pass: SB 634; CS for SB 1046; SB 1160; CS for SB 1520

The Committee on Transportation recommends the following pass: SB 1622

The bills contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends the following pass: CS for SB 28; CS for SB 38; CS for SB 48; CS for SB 50; CS for SB 90; SB 176; CS for SB 446; CS for SB 494; SB 524; CS for CS for SB 534; CS for CS for SB 554; CS for SB 668; SB 672; CS for CS for SB 674; CS for SB 684; CS for SB 686; CS for SB 732; CS for CS for SB 776; CS for SB 780; SB 892; SB 894; CS for SB 928; CS for SB 1014; SB 1050; SB 1056; CS for SB 1144; SB 1222; CS for SB's 1318 and 1454; SB 1390; SB 1416; CS for SB 1452; CS for SB 1458; SB 1564; CS for CS for SB 1604; CS for CS for SB 1672; CS for SB 1844

The Committee on Rules recommends the following pass: CS for CS for SB 182; CS for CS for SB 414; CS for CS for SB 420; CS for CS for SB 496; CS for CS for SB 788; SB 898; CS for SR 1440; CS for SB 1582; SB 7002

The bills were placed on the Calendar.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 1768

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 150; CS for SB 972; CS for SB 1044; CS for SB 1352

The Committee on Transportation recommends a committee substitute for the following: CS for SB 918

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1748

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 1278; SB 1304

The bills with committee substitute attached were referred to the Appropriations Subcommittee on the Environment and Natural Resources under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 830

The bill with committee substitute attached was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 260; CS for SB 1600

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1248

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 856

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 200; SB 294; CS for SB 744; SB 1370

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1316

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 166; CS for SB 368; CS for SB 400; CS for SB 430; CS for SB 682; CS for SB 800; CS for SB 890; CS for SB 896; CS for SB 986; CS for SB 1210; CS for SB 1338; CS for SB 1406; CS for SB 1590; CS for SB 1726

The Committee on Rules recommends committee substitutes for the following: SB 102; CS for CS for SB 596; CS for CS for SB 660; CS for SB 730; CS for SB 926

The bills with committee substitute attached were placed on the Calendar.

The Committee on Ethics and Elections recommends the following not pass: SB 508

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 766

The Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 922; SB 1398; CS for SB 1540

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 406; SB 714; CS for SB 804; CS for SB 876; CS for SB 1406; CS for SB 1756; SB 1760

The Appropriations Subcommittee on Pre-K - 12 Education recommends committee substitutes for the following: SB 468; CS for SB 868; CS for SB 984; SB 1302; CS for SB 1552; CS for SB 1598

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 784; CS for SB 1562

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointment made by the Governing Board:

<p><i>Office and Appointment</i></p> <p>Executive Director of Southwest Florida Water Management District</p> <p>Appointee: Armstrong, Brian J.</p>	<p><i>For Term Ending</i></p> <p>Pleasure of the Board</p>
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The appointment was referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senators Steube and Farmer—

CS for SB 102—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; exempting certain Medicaid managed care plans; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senators Steube, Baxley, Passidomo, Artiles, and Mayfield—

CS for CS for SB 150—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying the purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; authorizing a court to depart from a mandatory minimum sentence for drug trafficking if the court finds compelling reasons that the mandatory minimum sentence is not necessary for the protection of the public; requiring a court to submit written reasons for such departure to the Office of Economic and Demographic Research; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term “possession of a controlled substance”; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to

s. 948.01, F.S., in references thereto; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, violent offenses committed against specified officials, when sentences are to be concurrent and when consecutive, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

By the Committees on Appropriations; Commerce and Tourism; and Regulated Industries; and Senators Steube, Brandes, Hutson, and Young—

CS for CS for CS for SB 166—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; revising the limitations on retail sales by craft distilleries to consumers; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senators Passidomo and Torres—

CS for CS for SB 200—A bill to be entitled An act relating to the temporary respite care of a child; creating s. 409.1761, F.S.; providing legislative findings; providing definitions; authorizing qualified non-profit organizations to establish programs to provide temporary respite care for children; providing duties and recordkeeping requirements for such organizations; providing screening requirements for certain persons; requiring notification to the Department of Children and Families under certain circumstances; authorizing a volunteer respite family to enter into a contract for care to provide temporary respite care for a child; specifying the duration of a contract for care; specifying the form and execution of the contract; specifying that a parent may revoke or withdraw the contract for care at any time; requiring the child to be returned immediately to the custody of the parent if the contract is revoked or withdrawn; specifying that such contract expires after a specified timeframe; prohibiting such contract from operating to deprive a parent of certain authority or from superseding certain court orders; notification requirements; providing applicability; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Steube and Simmons—

CS for CS for SB 260—A bill to be entitled An act relating to threats to kill or do bodily injury; amending s. 836.10, F.S.; prohibiting a person from making a threat to kill or do bodily injury in a writing or other record by posting or transmitting, or procuring the posting or transmission of, the threat in a specified manner; deleting requirements that a threat be sent to a specific recipient to be a prohibited act; providing separate penalties for juveniles and adults; defining the term “electronic record”; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant for a criminal act of threat to kill or to do bodily injury, as shown in a posting or as transmitted in a specified manner; reenacting ss. 794.056(1), 921.0022(3)(f), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the offense severity ranking chart of the Criminal Punishment Code, and additional cost to fund rape crisis centers, respectively, to incorporate the amendment made to s. 836.10, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senator Bracy—

CS for SB 294—A bill to be entitled An act relating to condominium, cooperative, and homeowners’ associations; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting exemptions for certain associations from specified reporting requirements; deleting provisions prohibiting

certain associations from waiving certain financial reporting requirements for more than 3 years; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Montford—

CS for CS for SB 368—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; directing the department to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending chapter 26497, Laws of Florida, 1951; revising the name of an honorary designation of a transportation facility in a specified county; amending chapter 2014-228, Laws of Florida; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

By the Committees on Appropriations; and Regulated Industries; and Senator Perry—

CS for CS for SB 400—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.11, F.S.; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to appoint division personnel; requiring specified personnel to have Selected Exempt Service status; amending s. 561.17, F.S.; revising the entities that may issue a certificate indicating an alcoholic beverage license applicant’s place of business meets all of the sanitary requirements of the state; amending s. 561.20, F.S.; revising who may be issued a special license in counties otherwise subject to limits on the number of licenses issued; revising the requirements for retaining certain business records; amending s. 561.331, F.S.; requiring certain temporary beverage licenses to be issued by the district supervisor of a district without assessing additional fees or taxes; amending s. 564.01, F.S.; redefining the term “wine”; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale, of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; amending s. 565.03, F.S.; specifying the state license tax for craft distilleries; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Bean and Flores—

CS for CS for SB 430—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; amending s. 636.206, F.S.; conforming provisions to changes made by the act; requiring discount plan organizations to maintain, for a specified timeframe, certain records in a form accessible to the Office of Insurance Regulation during an examination or investigation; amending s. 636.208, F.S.; conforming provisions to changes made by the act; specifying periodic charge reimbursement and other requirements for discount plan organizations following membership cancellation requests; amending s. 636.212, F.S.; requiring discount plan organizations and marketers to provide specified disclosures to prospective members before enrollment; authorizing discount plan organizations and marketers to make other disclosures; requiring prospective members to acknowledge acceptance of disclosures before enrollment; specifying requirements for disclosures made in writing or by electronic means; revising requirements for disclosures made by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to charge and form filings; conforming a provision to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound by acts of its marketers within the scope of the delegation; amending s. 636.230, F.S.; conforming provisions to changes made by the act; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical

plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; conforming a provision to changes made by the act; deleting rulemaking authority of the Financial Services Commission as to the establishment of certain standards; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Communications, Energy, and Public Utilities; and Senators Hutson, Young, and Broxson—

CS for CS for CS for SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce reasonable rules or regulations with reference to the placing and maintaining across, on, or within the right-of-way limits of any road or publicly owned rail corridors under their respective jurisdictions any voice or data communications services lines or wireless facilities; providing a short title; defining terms; prohibiting a county or municipality having jurisdiction and control of the rights-of-way of any public road, referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require a registration process and permit fees only under certain circumstances; requiring an authority to receive and process applications for permits and to issue such permits, subject to specified requirements; prohibiting an authority from requiring approval of or imposing fees or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; providing an exception; providing requirements for the collocation of small wireless facilities on authority utility poles; providing requirements for rates, fees, and other terms related to authority utility poles; authorizing an authority to apply current ordinances regulating placement of communications facilities in the right-of-way, including registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, authority liability, or authority warranties for certain applications; providing that certain permit application requirements and small wireless facility placement requirements shall be waived by the authority; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities, from regulating any communications services, or from imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; requiring a wireless provider to comply with certain nondiscriminatory undergrounding requirements of the authority; authorizing the authority to waive any such requirements; authorizing a wireless infrastructure provider to apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities; providing requirements for such application; requiring the authority to accept and process the application, subject to certain requirements; providing construction; authorizing an authority to enforce local pending ordinances or administrative rules or regulations that are applicable to a historic area designated by the state or authority and subject to waiver by the authority if the intent to adopt regulation or zoning changes has been publicly declared on or before a specified date; providing retroactive applicability; providing an effective date.

By the Committees on Rules; Judiciary; and Banking and Insurance; and Senator Passidomo—

CS for CS for CS for SB 660—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of final orders entered in bankruptcy cases; providing construction; providing applicability; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Stargel—

CS for CS for SB 682—A bill to be entitled An act relating to Medicaid managed care; amending s. 400.141, F.S.; requiring that nursing home facilities be prepared to provide confirmation within a specified timeframe to the Agency for Health Care Administration as to whether certain nursing home facility residents are candidates for certain services; amending s. 409.964, F.S.; providing that covered services for long-term care under the Medicaid managed care program are those specified in part IV of ch. 409, F.S.; deleting an obsolete provision; amending s. 409.965, F.S.; providing that certain residents of nursing facilities are exempt from participation in the long-term care managed care program; providing for application of the exemption; providing that eligibility for the Medicaid managed medical assistance program is not affected by such provisions; providing conditions under which the exemption does not apply; requiring the agency to confirm whether certain persons have been identified as candidates for home and community-based services; requiring a certain notice to the agency by nursing facility administrators; amending s. 409.967, F.S.; requiring the agency to impose fines and authorizing other sanctions for willful failure to comply with specified payment provisions; amending s. 409.979, F.S.; providing that certain exempt Medicaid recipients are not required to receive long-term care services through the long-term care managed care program; amending s. 409.982, F.S.; revising parameters under which a long-term care managed care plan must contract with nursing homes and hospices; specifying that the agency must require certain plans to report information on the quality or performance criteria used in making a certain determination; providing effective dates.

By the Committees on Rules; and Banking and Insurance; and Senator Passidomo—

CS for CS for SB 730—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; providing that certain claims against an insurer which do not meet specified filing requirements are deemed late-filed rather than forever barred; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; defining terms; providing applicability; requiring that specified large de-

deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting claims for postjudgment interest accrued after the date the court enters the order of liquidation; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Passidomo—

CS for CS for SB 744—A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to ensure that the dimensions and placement of the signs or symbols do not diminish the aesthetic value of the buildings on which they are placed and to adopt rules governing such signs or symbols; providing for enforcement; providing penalties; amending s. 718.111, F.S.; revising reporting requirements; amending s. 718.112, F.S.; revising provisions relating to required condominium and cooperative association bylaws; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; providing legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the amount of time before a subsequent plan of termination may be considered under certain conditions; revising applicability; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; authorizing an association to adopt rules for posting certain notices on a website; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; amending s. 719.107, F.S.; specifying certain services which are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Broxson and Mayfield—

CS for CS for SB 800—A bill to be entitled An act relating to medication synchronization; creating s. 627.64196, F.S., and amending s. 641.31, F.S.; requiring health insurers and health maintenance organizations, respectively, which issue or deliver certain policies or contracts to offer medication synchronization to allow insureds and subscribers to align refill dates for certain drugs at least once in a plan year; requiring such insurers and health maintenance organizations to implement a process for aligning such dates; authorizing medical synchronization only through a network pharmacy; providing exceptions from partial filling for the purpose of aligning refill dates; requiring such insurers and health maintenance organizations to pay, except under certain circumstances, the full dispensing fee for a partial refill to align refill dates; requiring such insurers and health maintenance organizations to prorate certain cost-sharing obligations; providing applicability; providing that specified alternate processes used by health insurers and health maintenance organizations comply with medication synchronization requirements; providing an effective date.

By the Committees on Banking and Insurance; and Regulated Industries; and Senator Baxley—

CS for CS for SB 830—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Broxson—

CS for SB 856—A bill to be entitled An act relating to education; amending s. 1012.335, F.S.; prohibiting a district school board from awarding an annual contract for instructional personnel under certain circumstances; prohibiting a district school board from altering or limiting its authority to award or not award an annual contract under certain circumstances; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Bean and Montford—

CS for CS for SB 890—A bill to be entitled An act relating to the Florida Endowment for Vocational Rehabilitation; amending s. 413.615, F.S.; requiring the Florida Endowment Foundation for Vocational Rehabilitation to maintain separate accounts for certain funds received from state sources and public or private sources; establishing restrictions regarding administrative costs of the foundation; requiring the foundation to publish specified information on its website; requiring that funds allocated for research, advertising, or consulting be subject to a competitive solicitation process; prohibiting use of state funds to fund certain events; extending the date for future review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Simmons—

CS for CS for SB 896—A bill to be entitled An act relating to the Florida Prepaid College Board; amending s. 1009.971, F.S.; revising the financial disclosures required to be filed by certain Florida Prepaid College Board members; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid College Board; providing an effective date.

By the Committees on Transportation; and Criminal Justice; and Senator Simmons—

CS for CS for SB 918—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; authorizing a court to order placement of an ignition interlock device as a condition of probation, subject to certain requirements; authorizing the court to withhold adjudication if a person convicted of a certain offense voluntarily places, or if the court orders placement of, an ignition interlock device, under certain circumstances; providing that failure of the person to comply with the full terms of the order requiring placement of an ignition interlock device may result in the court ordering an adjudication of guilt; defining the term “conviction”; amending s. 316.1937, F.S.; requiring a court that imposes the use of an ignition interlock device to provide certain discounts on the monthly leasing fee for the device, if the person documents that he or she meets certain income requirements; waiving costs associated with installation and removal of the device in certain circumstances; providing an effective date.

By the Committees on Rules; and Education; and Senators Flores, Bradley, Perry, Baxley, and Stargel—

CS for CS for SB 926—A bill to be entitled An act relating to education; requiring the Commissioner of Education to contract for an independent study to determine whether a nationally recognized high school assessment may be administered in lieu of the Florida Standards Assessment and the Algebra I end-of-course assessment; providing requirements for the assessment; requiring the commissioner and the contractor to consult with specified stakeholders; requiring the commissioner to submit a report to the Governor and the Legislature by a specified date; creating s. 1001.4205, F.S.; authorizing an individual district school board member to visit any district school or charter school in his or her school district; providing requirements and restrictions; amending s. 1002.20, F.S.; authorizing a parent to request and be granted permission for a student’s absence from school for treatment of autism spectrum disorder by a licensed health care practitioner; amending s. 1002.51, F.S.; defining the term “public school prekindergarten provider”; amending s. 1003.21, F.S.; requiring each district school board to adopt an attendance policy authorizing a student’s absence for treatment of autism spectrum disorder; amending s. 1003.24, F.S.; revising an exemption relating to parental responsibility for nonattendance of a student to include treatment for autism spectrum disorder; amending s. 1003.4156, F.S.; revising the mathematics and social studies requirements for student promotion to high school and for certain high school credits; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma; removing a requirement that a student participating in an interscholastic sport pass a competency test on personal fitness to satisfy the physical education credit requirement for high school graduation; deleting provisions requiring a student or transfer student to take a statewide, standardized Algebra II assessment or a Geometry or United States History end-of-course (EOC) assessment; amending s. 1003.4285, F.S.; revising the standard high school diploma designation requirements for mathematics and social studies; amending s. 1003.455, F.S.; requiring each district school board to provide students in certain grades with a minimum number of minutes of free-play recess per week and with a minimum number of consecutive minutes of free-play recess per day; amending s. 1003.57, F.S.; prohibiting certain school districts from declining to provide or contract for certain students’ educational instruction; providing for funding of such students; amending s. 1008.22, F.S.; providing an exception to the requirement that ELA assessments be administered online; deleting requirements that a student take an EOC assessment in Geometry, Algebra II, United States History, or Civics; deleting a provision authorizing the commissioner to establish a schedule for the development and administration of additional statewide, standardized EOC assessments; requiring that Mathematics assessments be administered online; providing an exception; requiring the commissioner to make an alternative, nonelectronic assessment option available for statewide assessments; requiring the Department of Education to conduct a study regarding achievement levels for certain statewide, standardized assessments; requiring a report to the Governor, the Legislature, and the state board by a specified date; revising reporting requirements for the statewide, standardized assessments; providing requirements for administration of the statewide, standardized English Language Arts and Mathematics assessments in specified grades; requiring a district school superintendent to provide the com-

missioner with certain notifications on the use of a nonelectronic assessment option; requiring the commissioner to provide such an option to the school district; revising provisions relating to reporting requirements for local assessments required by school districts; providing reporting requirements for certain student assessment results; creating s. 1008.222, F.S.; exempting students in certain articulated acceleration mechanisms from taking certain statewide, standardized assessments; requiring the commissioner to establish certain concordant or comparative scores; providing that certain scores are included in school grade calculations; amending s. 1008.25, F.S.; revising the type of reading instruction school districts must provide for certain students; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising the scholar awards on which the Florida Fund for Minority Teachers, Inc.’s budget projection must be based; amending s. 1011.62, F.S.; deleting provisions relating to caps imposed on the amounts of bonuses awarded to teachers based on student performance on certain course examinations or student completion of certain courses; amending s. 1012.34, F.S.; revising personnel evaluation procedures and criteria; authorizing the commissioner to develop a formula for measuring student learning growth on specified statewide, standardized assessments, rather than requiring the commissioner to approve such a formula; authorizing, rather than requiring, a school district to use certain formulas developed by the commissioner; creating the Committee on Early Childhood Development within the Department of Education; specifying committee purpose; requiring the committee to develop a proposal for specified purposes; providing proposal requirements; providing for membership of the committee; providing requirements for electing a committee chair and vice chair; providing committee meeting requirements; requiring the University of Florida Lastinger Center for Learning to provide necessary staff for the committee; requiring the committee to submit a report by a specified date; providing for the expiration of the committee; providing an effective date.

By the Committees on Judiciary; and Criminal Justice; and Senator Bracy—

CS for CS for SB 972—A bill to be entitled An act relating to victims of human trafficking; creating s. 787.061, F.S.; providing a short title; creating s. 787.062, F.S.; defining terms; creating s. 787.063, F.S.; providing legislative findings; creating a civil cause of action for victims of human trafficking, or for the Statewide Council on Human Trafficking on their behalf, against a trafficker or facilitator; providing procedures and requirements for bringing a claim; requiring a court to impose a civil penalty against a defendant if a victim, or the council on the victim’s behalf, prevails; requiring a court to impose a civil penalty and award it equitably to one or more law enforcement agencies under certain circumstances; providing that such actions are not subject to a statute of limitations; requiring the Attorney General to recommend one or more educational programs designed to train employees of public lodging establishments in the identification and reporting of suspected human trafficking; providing that the owner or operator of a public lodging establishment may not be held vicariously liable if certain employees complete such educational programs within a specified time; creating s. 787.064, F.S.; requiring the council to issue an annual report to the Legislature which includes specified information, by a specified date; creating s. 794.11, F.S.; defining terms; authorizing subpoenas in certain investigations of sexual offenses involving child victims; specifying the purpose of such subpoenas; requiring a subpoena to contain certain information; requiring the reimbursement of subpoenaed witnesses; authorizing the recipient of the subpoena to petition a court; prohibiting the disclosure of the existence or contents of a subpoena under certain circumstances; providing exceptions; requiring certain notice to be provided in a subpoena that contains a nondisclosure requirement; exempting from production certain records, objects, and other information; providing for the return of records, objects, and other information produced; specifying timeframes within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review, and extensions, of such nondisclosure requirement; amending s. 16.617, F.S.; adding functions and duties for the council; providing for administration of the trust fund by the council; providing appropriations; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Stargel—

CS for CS for SB 986—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; requiring the Department of Financial Services to adopt rules; authorizing the inspection of certain boilers by authorized inspection agencies; amending s. 554.103, F.S.; requiring, rather than authorizing, the department to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler that is placed in use after a specified date; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising the boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; providing an exception; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees;

amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term "applicant"; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; providing an exception from an examination requirement for an all-lines adjuster license applicant with a specified designation; amending s. 626.2815, F.S.; specifying the education hours that may be completed to meet continuing education requirements for such a designation; amending s. 626.8734, F.S.; providing an exception from an examination requirement for nonresident all-lines adjuster license applicants who hold certain certifications; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing an exception from a certain continuing education requirement for such licensees; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities' licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department's discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senators Garcia and Campbell—

CS for CS for SB 1044—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term "legal father" and redefining the term "parent"; amending s. 39.201, F.S.; providing that central abuse hotline information may be used for employment screening of residential group home caregivers; amending s. 39.202, F.S.; providing that confidential records held by the department concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; changing the time period for the release of records to certain individuals; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child's legal father at the shelter hearing; specifying the types of information that fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown

parent; requiring a court to seek additional information relating to a father's identity in such inquiry; requiring the diligent search to determine a parent's or prospective parent's location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child to the home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative findings and intent; requiring children placed in out-of-home care to be assessed to determine the most appropriate placement; requiring the placement assessments to be documented in the Florida Safe Families Network; requiring a court to review and approve placements; requiring the Department of Children and Families to post specified information relating to assessment and placement on its website and update that information annually on specified dates; authorizing the department to adopt rules; creating s. 39.6001, F.S.; requiring the Department of Children and Families, in partnership with the Department of Health, the Agency for Health Care Administration, and other state agencies and community partners, to develop a strategy for certain coordinated services; providing for creation of a safe care plan that addresses the health and substance abuse disorder treatment needs of a newborn and affected family or caregivers and provides for the monitoring of services provided under the plan; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to certain permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father's identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district's retention or dissolution to the electorate in a specified general election; amending s. 322.051, F.S., requiring that an identification card for certified unaccompanied homeless youth include a specified statement; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term "child welfare trainer"; providing rulemaking authority; creating s. 409.16741, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to develop or adopt one or more initial screening assessment instruments to identify and determine the needs of, and plan services for, substance-exposed newborns and their families; requiring the department to conduct certain staffings relating to services for substance-exposed newborns and their families; requiring that certain local service capacity be assessed; requiring that child protective investigators receive specialized training in working with substance-exposed newborns and their families before they accept such cases; creating s. 409.16742,

F.S.; providing legislative findings and intent; establishing a shared family care residential services pilot program for substance-exposed newborns; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending s. 743.067, F.S.; defining the term "certified unaccompanied homeless youth"; requiring the Office on Homelessness within the Department of Children and Families to develop a standardized form to be used in the certification process; providing information that must be included in the form; authorizing a certified unaccompanied homeless youth to apply at no charge to the Department of Highway Safety and Motor Vehicles for an identification card; conforming terminology; amending s. 1009.25, F.S.; revising the exemption from the payment of tuition and fees for homeless students; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing effective dates.

By the Committees on Appropriations; and Education; and Senators Lee, Mayfield, Steube, Hutson, Artiles, Bean, and Passidomo—

CS for CS for SB 1210—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; revising the term "adequate instructional materials"; defining terms; requiring each district school board to adopt a process allowing parents or residents of the county to object to the use of specific instructional materials based on specified criteria; requiring the process to include a right to appeal a school district decision; specifying the appeal process; deleting a provision relating to the finality of the school board's decision under certain circumstances; requiring that district school boards provide parents and residents of the county access to certain materials under certain circumstances; amending s. 1006.283, F.S.; revising the requirements for school boards that adopt rules for the implementation of the district's instructional materials program; conforming provisions to changes made by the act; amending s. 1006.31, F.S.; revising the standards that an instructional materials reviewer shall use; amending s. 1006.40, F.S.; revising requirements for use of the instructional materials allocation; revising the types of instructional materials for which a district school board is responsible; revising applicability; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Steube—

CS for SB 1248—A bill to be entitled An act relating to search warrants; amending s. 933.14, F.S.; deleting a provision prohibiting the return of a pistol or firearm taken by any officer, with or without a search warrant, upon a view by the officer of a breach of the peace; deleting an exception; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Grimsley—

CS for SB 1278—A bill to be entitled An act relating to fuel storage; amending s. 376.3071, F.S.; providing legislative findings; revising legislative intent; specifying that funds in the Inland Protection Trust Fund may be used for certain purposes relating to damage or potential damage to petroleum storage systems caused by ethanol or biodiesel; specifying the maximum funds that may be used for such purposes; specifying the process for petroleum storage system owners or operators to request approval for work and payment from the Department of Environmental Protection; authorizing the department to develop forms for certain procedures and request administrative assistance from the Department of Management Services or a third party administrator; specifying that certain costs are not eligible for payment; requiring the department to review and approve applications on a first-come, first-served basis, with purchase orders subject to certain remaining funds; limiting the amount a storage tank owner or operator may receive annually for such measures; providing applicability of certain purchase

order requirements; specifying that the department may also pay the cost for certain previously completed repairs, replacement, or other preventive measures relating to damage or potential damage to storage tank systems caused by ethanol or biodiesel; requiring the department to ensure that petroleum storage systems approved after a certain date meet certain standards for ethanol blend, biodiesel blend, and other alternative fuel compatibility; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Stewart and Torres—

CS for SB 1304—A bill to be entitled An act relating to Florida black bears; creating s. 379.3018, F.S.; providing a short title; defining terms; prohibiting the issuance of a permit authorizing the recreational hunting of Florida black bears mothering cubs under 100 pounds; specifying a penalty for the unlawful harvesting of saw palmetto berries on state lands; authorizing the Fish and Wildlife Conservation Commission to designate and update certain habitats; amending s. 590.125, F.S.; prohibiting prescribed burns in certain designated habitats during specified times; providing an effective date.

By the Committees on Transportation; and Banking and Insurance; and Senator Bracy—

CS for CS for SB 1316—A bill to be entitled An act relating to preinsurance inspection; amending s. 627.744, F.S.; revising construction; authorizing insurers to opt out of preinsurance inspections of private passenger motor vehicles; requiring insurers opting out to file a certain manual rule with the Office of Insurance Regulation; authorizing such insurers to establish their own preinsurance inspection requirements, which must be included in the filed manual rule; prohibiting such insurers from requiring applicants to pay for the cost of inspections; deleting an obsolete provision; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Book—

CS for CS for SB 1338—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; authorizing certain grandfathered private residential multifamily docks to exceed the number of moored boats for the number of residential units; amending s. 327.02, F.S.; providing and revising definitions; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing a condition under which a vessel is at risk of becoming derelict; specifying the means by which an officer may provide notice to a vessel owner or operator; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to the anchoring of vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting the anchoring or mooring of vessels and floating structures in certain areas; providing exceptions and a penalty; amending s. 327.44, F.S.; prohibiting mooring that unreasonably or unnecessarily constitutes a navigational hazard or interference with another vessel; amending s. 327.46, F.S.; authorizing owners of certain private submerged land to request that the commission establish boating-restricted areas to protect certain seagrass; authorizing the commission to adopt rules; providing a definition; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations that prohibit or restrict mooring or anchoring of certain vessels, that require sewage disposal by certain vessels and floating structures, and that authorize the removal of certain vessels; requiring local governments with requirements for sewage disposal to provide sewage pumpout services; requiring the commission to review and approve certain ordinances; providing applicability; authorizing the commission to adopt rules; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring in prohibited areas; amending s. 327.73, F.S.; providing penalties for operating a vessel with an expired registration and anchoring or mooring in prohibited areas; amending s. 328.09, F.S.; prohibiting the issuance of certificates of title for derelict vessels unless certain documentation is provided; amending s. 328.70, F.S.; providing that a commercial fishing vessel must be classified and registered as a commercial vessel; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of vessels with an expired registration; amending s. 705.103, F.S.; exempting derelict vessels from certain

abandoned or lost property notice requirements; providing an effective date.

By the Committees on Judiciary; and Governmental Oversight and Accountability; and Senator Young—

CS for CS for SB 1352—A bill to be entitled An act relating to the Division of Administrative Hearings; amending s. 110.205, F.S.; revising positions at the division that are exempt from the Career Service System; amending s. 120.65, F.S.; requiring the chief administrative law judge to appoint administrative law judges; prohibiting an administrative law judge from engaging in the private practice of law during his or her term of office; requiring the chief administrative law judge to appoint administrative law judges from nominees recommended by a statewide nominating commission; specifying the composition and term lengths of members of the commission; providing that meetings and determinations of the commission be open to the public; providing that the commission be administratively housed within the division; specifying term lengths of administrative law judges; prescribing procedures for the commission to review a judge's conduct and performance before the expiration of a term; requiring the chief administrative law judge to take certain action regarding a judge after the commission's review or in the event of a vacancy; providing for initial appointments of administrative law judges and for staggered terms; providing transitional provisions; providing an effective date.

By the Committee on Judiciary; and Senator Perry—

CS for SB 1370—A bill to be entitled An act relating to warnings for lottery games; amending s. 24.111, F.S.; requiring contracts entered into between the Department of the Lottery and a vendor of lottery tickets to include a provision that requires the vendor to place or print a specified warning on all lottery tickets; amending s. 24.112, F.S.; requiring contracts entered into between the department and a retailer of lottery tickets to include a provision that requires the retailer to prominently display a sign with a specified warning at the point of sale; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Powell, Passidomo, and Baxley—

CS for CS for SB 1406—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; creating s. 395.30381, F.S.; requiring the department to contract with a private entity to establish and maintain a statewide stroke registry, subject to an appropriation; requiring stroke centers to provide certain information to the statewide stroke registry; requiring the contracted entity to use a nationally recognized platform to collect data; requiring the contracted entity to provide reports to the department on stroke performance measures; providing immunity from liability under certain circumstances; amending s. 395.3041, F.S.; conforming a provision to changes made by the act and deleting obsolete dates; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Latvala, Hutson, Mayfield, Stewart, and Hukill—

CS for CS for SB 1590—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish

certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing effective dates.

By the Committees on Appropriations; and Banking and Insurance; and Senators Young and Broxson—

CS for CS for SB 1600—A bill to be entitled An act relating to viatical settlement contracts; amending s. 626.9911, F.S.; defining the terms “fraudulent viatical settlement act” and “stranger-originated life insurance practice” for purposes of provisions relating to the Viatical Settlement Act; amending ss. 626.9924 and 626.99245, F.S.; conforming cross-references; amending s. 626.99275, F.S.; providing additional prohibited acts related to viatical settlement contracts; amending s. 626.99287, F.S.; providing that a viatical settlement contract is void and unenforceable by either party if the viatical settlement policy is subject, within a specified timeframe, to a loan secured by an interest in the policy; revising conditions and requirements in which viatical settlement contracts entered into within specified timeframes are valid and enforceable; deleting provisions related to the transfer of insurance policies or certificates to viatical settlement providers; creating s. 626.99289, F.S.; providing that certain contracts, agreements, arrangements, or transactions relating to stranger-originated life insurance practices are void and unenforceable; creating s. 626.99291, F.S.; authorizing a life insurer to contest policies obtained through such practices; creating s. 626.99292, F.S.; requiring life insurers to provide a specified statement to individual life insurance policyholders; authorizing such statements to accompany or be included in notices or mailings provided to the policyholders; requiring such statements to include contact information; providing an effective date.

By the Committees on Appropriations; and Agriculture; and Senators Montford and Powell—

CS for CS for SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing the Department of Agriculture and Consumer Services to oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences at the University of Florida and the Florida Agricultural and Mechanical University; authorizing the universities to develop the pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring each university to obtain the authorization of its board of trustees before implementing a pilot project; requiring pilot projects to comply with rules adopted by the department; requiring the department to adopt certain rules by a specified date; requiring the universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor

and the Legislature within a specified timeframe; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Stewart—

CS for SB 1748—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; directing the Department of Health, by a specified date, to identify all onsite sewage treatment and disposal systems, update the current database of onsite sewage treatment and disposal systems, and submit a report to the Governor and the Legislature; creating s. 689.30, F.S.; requiring an onsite sewage treatment and disposal system disclosure summary for certain properties before or at the execution of a contract for sale; requiring that prospective purchasers acknowledge in writing receipt of such summary disclosures; defining the term “onsite sewage treatment and disposal system”; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Lee—

CS for CS for SB 1768—A bill to be entitled An act relating to public records; amending s. 324.242, F.S.; revising an exemption from public records requirements to exempt certain information of insureds and former insureds held by the Department of Highway Safety and Motor Vehicles regarding insurance policies providing any of specified coverages; conforming a provision to changes made by the act; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Banking and Insurance; and Regulated Industries; and Senator Baxley—

CS for CS for SB 830—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—was referred to the Committee on Rules.

By the Committees on Judiciary; and Criminal Justice; and Senator Bracy—

CS for CS for SB 972—A bill to be entitled An act relating to victims of human trafficking; creating s. 787.061, F.S.; providing a short title; creating s. 787.062, F.S.; defining terms; creating s. 787.063, F.S.; providing legislative findings; creating a civil cause of action for victims of human trafficking, or for the Statewide Council on Human Trafficking on their behalves, against a trafficker or facilitator; providing procedures and requirements for bringing a claim; requiring a court to impose a civil penalty against a defendant if a victim, or the council on the victim's behalf, prevails; requiring a court to impose a civil penalty and award it equitably to one or more law enforcement agencies under certain circumstances; providing that such actions are not subject to a statute of limitations; requiring the Attorney General to recommend one or more educational programs designed to train employees of public lodging establishments in the identification and reporting of suspected human trafficking; providing that the owner or operator of a public lodging establishment may not be held vicariously liable if certain employees complete such educational programs within a specified time; creating s. 787.064, F.S.; requiring the council to issue an annual report to the Legislature which includes specified information, by a specified date; creating s. 794.11, F.S.; defining terms; authorizing subpoenas in certain investigations of sexual offenses involving child victims; specifying the purpose of such subpoenas; requiring a subpoena to contain certain information; requiring the reimbursement of subpoenaed witnesses; authorizing the recipient of the subpoena to petition a court; prohibiting the disclosure of the existence or contents of a subpoena under certain circumstances; providing exceptions; requiring certain

notice to be provided in a subpoena that contains a nondisclosure requirement; exempting from production certain records, objects, and other information; providing for the return of records, objects, and other information produced; specifying timeframes within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review, and extensions, of such nondisclosure requirement; amending s. 16.617, F.S.; adding functions and duties for the council; providing for administration of the trust fund by the council; providing appropriations; providing an effective date.

—was referred to the Committees on Criminal Justice; and Appropriations.

By the Committee on Environmental Preservation and Conservation; and Senator Grimsley—

CS for SB 1278—A bill to be entitled An act relating to fuel storage; amending s. 376.3071, F.S.; providing legislative findings; revising legislative intent; specifying that funds in the Inland Protection Trust Fund may be used for certain purposes relating to damage or potential damage to petroleum storage systems caused by ethanol or biodiesel; specifying the maximum funds that may be used for such purposes; specifying the process for petroleum storage system owners or operators to request approval for work and payment from the Department of Environmental Protection; authorizing the department to develop forms for certain procedures and request administrative assistance from the Department of Management Services or a third party administrator; specifying that certain costs are not eligible for payment; requiring the department to review and approve applications on a first-come, first-served basis, with purchase orders subject to certain remaining funds; limiting the amount a storage tank owner or operator may receive annually for such measures; providing applicability of certain purchase order requirements; specifying that the department may also pay the cost for certain previously completed repairs, replacement, or other preventive measures relating to damage or potential damage to storage tank systems caused by ethanol or biodiesel; requiring the department to ensure that petroleum storage systems approved after a certain date meet certain standards for ethanol blend, biodiesel blend, and other alternative fuel compatibility; providing an effective date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Miller, A., Gruters, Renner—

CS for CS for HB 7—A bill to be entitled An act relating to certificates of need for hospitals; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.034, F.S.; revising duties and responsibilities of the Agency for Health Care Administration relating to issuance of licenses to health care facilities and health service providers; conforming a reference; amending s. 408.035, F.S.; excluding general hospitals from certain agency review of applications for certificate-of-need determinations; amending s. 408.036, F.S.; revising health-care-related projects subject to agency review for a certificate of need and exemptions therefrom; deleting provisions requiring health care facilities and providers to provide certain notice to the agency upon termination of health care service or addition or delicensure of beds; amending ss. 408.037 and 408.039, F.S.; conforming provisions to changes made by the act; amending s. 408.043, F.S.; deleting certificate-of-need requirements for osteopathic acute care hospitals; amending s. 395.1055, F.S.; revising the agency's rulemaking authority with respect

to minimum standards for hospitals; requiring hospitals that provide certain services to meet specified licensure requirements; conforming provisions to changes made by the act; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending ss. 395.603, 395.604, and 395.605, F.S.; conforming provisions and cross-references; amending s. 408.033, F.S.; conforming a reference; amending s. 408.0361, F.S.; deleting an obsolete provision; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 15, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Innovation Subcommittee and Representative(s) Sullivan, Fischer, Donalds, Leek, Massullo, Miller, A., Moraitis, Ponder, Renner, Spano, Williams—

CS for CS for CS for HB 15—A bill to be entitled An act relating to educational options; amending s. 1002.385, F.S.; revising definitions for the Gardiner Scholarship Program; defining the term "inactive" for the purposes of the program; revising student eligibility criteria; authorizing program funds to be used for specified purposes and by specified entities; prohibiting billing of certain entities for services paid for through the program; revising private school eligibility requirements; providing that consecutive years of certain material exceptions constitutes program ineligibility for certain private schools; prohibiting certain students from receiving additional scholarship payments until certain conditions are met; revising funding calculations; amending s. 1002.395, F.S.; revising student eligibility criteria for the Florida Tax Credit Scholarship Program; requiring the Department of Education to provide a letter of denial to participate in the program to a specified entity within a certain period; requiring the department to provide a letter of acceptance or denial of specified actions related to a tax credit to a specified entity and include that entity on certain letters and correspondence; authorizing a child of a parent who is a member of the United States Armed Forces to apply for a scholarship at any time; requiring a parent to approve each payment made by funds transfer; prohibiting a parent from designating certain entities or individuals to approve a funds transfer; providing that consecutive years of certain material exceptions constitutes program ineligibility for certain private schools; revising the annual limits of a scholarship awarded to certain students; authorizing payment of the scholarship to be made by funds transfer; specifying approved means of funds transfer; requiring a parent to approve a funds transfer before funds are deposited; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 23, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee, Children, Families & Seniors Subcommittee and Representative(s) Eagle, Gruters, Massullo—

CS for CS for HB 23—A bill to be entitled An act relating to public assistance; amending s. 414.065, F.S.; revising penalties for non-compliance with work requirements for temporary cash assistance; limiting the receipt of child-only benefits during periods of non-compliance with work requirements; providing applicability of work requirements before expiration of the minimum penalty period; requiring the Department of Children and Families to refer sanctioned participants to appropriate free and low-cost community services, including food banks; amending s. 445.024, F.S.; requiring the Depart-

ment of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop and implement a work plan agreement for participants in the temporary cash assistance program; requiring the plan to identify expectations, sanctions, and penalties for noncompliance with work requirements; amending s. 402.82, F.S.; prohibiting the use of an electronic benefits transfer card at specified locations; requiring the Department of Children and Families to impose a replacement fee for electronic benefits transfer cards under certain circumstances; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending ss. 414.14 and 414.175, F.S.; authorizing changes to public assistance policy and federal food assistance waivers to conform to federal law and simplify administration unless such changes increase program eligibility standards; creating s. 414.315, F.S.; requiring the Department of Children and Families to seek federal approval to establish food assistance program resource eligibility standards for all initial applications and recertifications; providing that such standards are subject to changes in federal regulations governing resource eligibility; requiring the department to obtain legislative authorization before seeking federal waivers to expand resource and income eligibility for food assistance; creating s. 414.393, F.S.; requiring the department, upon federal approval, to implement an asset verification service to verify eligibility for food assistance; amending s. 445.004, F.S.; requiring CareerSource Florida, Inc., to include certain data relating to the performance outcomes of local workforce development boards and associated pilot programs in an annual report to the Governor and Legislature; providing legislative findings; providing definitions; requiring CareerSource Florida, Inc., to contract with a vendor to develop a pilot program to increase employment among certain persons receiving temporary cash assistance by a specified date; providing criteria for selecting a vendor; providing criteria for selecting local workforce boards to conduct the pilot program; requiring CareerSource Florida, Inc., to submit a comprehensive report on the outcome of the pilot program to the Governor and Legislature by a specified date; providing an appropriation; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 127 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Innovation Subcommittee and Representative(s) Plasencia, Mercado—

CS for HB 127—A bill to be entitled An act relating to public school attendance policies; amending s. 1002.20, F.S.; authorizing a parent to request and be granted permission for a student's absence from school for treatment of autism spectrum disorder by a licensed health care practitioner or certified behavior analyst; amending s. 1003.21, F.S.; requiring each district school board to adopt an attendance policy authorizing a student's absence for treatment of autism spectrum disorder; amending s. 1003.24, F.S.; revising an exemption relating to parental responsibility for nonattendance of a student to include treatment for autism spectrum disorder; providing an effective date.

—was referred to the Committees on Education; Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 229, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Byrd, Renner, Stevenson—

CS for CS for HB 229—A bill to be entitled An act relating to health care practitioner licensure; amending s. 456.076, F.S.; revising provisions

related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department; authorizing, rather than requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms under certain circumstances; requiring consultants to assist the department and licensure boards on certain matters; requiring the department to refer practitioners to consultants under certain circumstances; prohibiting the department from referring practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances; requiring consultants to disclose all information relating to practitioners who are terminated from the program for specified reasons; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 456.0635, F.S.; revising grounds for refusing to issue or renew a license, certificate, or registration in a health care profession; providing applicability; amending ss. 401.411, 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, 464.018, 465.016, 466.028, 467.203, 468.217, 468.3101, and 483.825, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending ss. 455.227, 464.204, and 474.221, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 285, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Natural Resources & Public Lands Subcommittee, Agriculture & Property Rights Subcommittee and Representative(s) Fine, Altman, Diamond, Edwards, Fischer, Fitzenhagen, Jacobs, Leek, Massullo, Peters, Plasencia, Willhite—

CS for CS for CS for HB 285—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; directing the Department of Health, by a specified date, to identify certain information for onsite sewage treatment and disposal systems, update the current database of onsite sewage treatment and disposal systems, and submit a report to the Governor and Legislature; creating s. 689.30, F.S.; requiring an onsite sewage treatment and disposal system disclosure summary for certain properties before or at the execution of a contract for sale; requiring that prospective purchasers acknowledge in writing receipt of such summary disclosures; providing a definition; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 307 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) Drake—

CS for HB 307—A bill to be entitled An act relating to Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; specifying the maximum liability of the association for certain health insurance policies; amending s. 631.718, F.S.; increasing the Class A assessment amount for member insurers; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 339 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) White—

CS for HB 339—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; revising qualifications for a motor vehicle service agreement company to obtain and maintain a license; amending s. 634.121, F.S.; allowing certain entities to cancel service agreements in certain circumstances; providing such cancellations are only valid if authorized; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 397 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Raschein, Gruters, Jacobs—

CS for CS for HB 397—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; authorizing the disclosure of such information for certain purposes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 441 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Diamond—

CS for HB 441—A bill to be entitled An act relating to court records; amending s. 119.0714, F.S.; providing an exemption from liability for the release of certain information by the clerk of court; deleting obsolete language; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 473, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Sullivan, Avila—

HB 473—A bill to be entitled An act relating to intrusion and burglar alarms; amending s. 489.529, F.S.; providing an exclusion from the requirement for a verification call prior to alarm dispatch for specified premises under certain circumstances; requiring alarm monitoring companies to make reasonable efforts to inform certain customers of specified rights; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 477 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Boyd, Peters, Stone—

CS for HB 477—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds

when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 481, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Moraitis—

CS for CS for HB 481—A bill to be entitled An act relating to trusts; amending s. 736.0103, F.S.; revising the definition of the term "interests of the beneficiaries"; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust's beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient's electronic access to such documents from invalidating certain notice or sending; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; providing and revising definitions; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust's trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor to be treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim for breach of trust or commence the running of a period of limitations or laches; providing intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 493 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Toledo, Cortes, J., Cruz, Donalds, Fischer, Grall, Grant, J., Jacobs, Mariano, Miller, A., Silvers, Stevenson, Willhite—

CS for HB 493—A bill to be entitled An act relating to enhanced safety for school crossings; requiring the Department of Transportation to evaluate the viability and cost of a uniform system of high-visibility markings and signage for designation of safe school crossings, subject to certain requirements; authorizing the department to consider in its evaluation implementation of new technology or innovations that enhance pedestrian and crosswalk visibility; requiring a report; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 501 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, Post-Secondary Education Subcommittee and Representative(s) Leek, Silvers, Clemons, Ponder, Watson, C.—

CS for CS for HB 501—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 577, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Innovation Subcommittee and Representative(s) Pigman—

CS for HB 577—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; amending s. 636.206, F.S.; conforming provisions to changes made by the act; providing record keeping requirements for discount plan orga-

nizations; amending s. 636.208, F.S.; conforming provisions to changes made by the act; revising a specified condition for a member to receive a reimbursement of certain charges after cancelling a membership in a discount plan organization; amending s. 636.212, F.S.; requiring discount plan organizations or marketers to provide prospective members with certain disclosures; requiring prospective members to acknowledge the receipt and acceptance of such disclosures before enrolling in a discount plan; specifying what a first page is for the purpose of a disclosure requirement on certain materials relating to a discount plan; providing requirements for disclosures made in writing, by electronic means, and by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to requirements to file with and obtain approval from the Department of Financial Services of certain charges and forms; conforming provisions to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound to acts of its marketers within the scope of delegation; amending s. 636.230, F.S.; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; revising the authority for the Financial Services Commission to adopt rules; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 599 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Williamson, Santiago, Yarborough—

CS for CS for HB 599—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 615, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Operations & Technology Appropriations Subcommittee, Careers & Competition Subcommittee and Representative(s) Renner, Avila, Gonzalez, Harrell, Ponder, White—

CS for CS for HB 615—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a

temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; providing rulemaking authority; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 619 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Innovation Subcommittee and Representative(s) Pigman—

CS for HB 619—A bill to be entitled An act relating to consolidation of Medicaid waiver programs; amending s. 409.904, F.S.; providing eligibility for optional payments for medical assistance and related services for certain persons with AIDS; amending s. 409.906, F.S.; deleting a provision relating to consolidation of waiver services made obsolete by changes made by the act; amending s. 409.912, F.S.; eliminating a prescription drug management program operated by the Agency for Health Care Administration; amending s. 409.979, F.S.; revising eligibility criteria for certain long-term care services; providing for the transition of certain home and community-based services waiver participants into long-term care managed care programs; providing for the termination of certain programs by a specified date after such transition is complete; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 711 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Magar, Burton, Daniels, Edwards, Fine, Grall, Jacquet, Leek, Plakon, Raschein, Stone, Toledo, Watson, C., Williamson, Yarborough—

CS for HB 711—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 743 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Tourism & Gaming Control Subcommittee and Representative(s) Smith, Miller, A., Abruzzo, Fine, Grall, Jacobs, Jenne, Killebrew, Massullo, Plasencia, Russell, Slosberg, Stevenson, Toledo—

CS for HB 743—A bill to be entitled An act relating to steroid use in racing greyhounds; amending s. 550.2415, F.S.; providing that a positive test result for anabolic steroids in a greyhound results in a violation; providing an effective date.

—was referred to the Committees on Regulated Industries; Rules; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 749 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Combee, Albritton—

CS for HB 749—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term "qualifying adoptive employee" to include employees of charter schools and the Florida Virtual School for the purpose of extending state employee adoption benefits to such employees; providing for retroactive application; requiring such employees to apply to their school directors to obtain certain monetary benefits; requiring the Chief Financial Officer to transfer funds to charter schools and the Florida Virtual School to enable payments to such employees; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 785 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Magar, Antone, Beshears, Combee, Edwards, Fitzenhagen, Goodson, Hahnfeldt, Harrell, Jenne, Killebrew, Massullo, Mercado, Payne, Santiago, Silvers, Spano, Stevenson, Watson, C., Yarborough—

CS for CS for CS for HB 785—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; creating s. 395.30381, F.S.; requiring the Department of Health to contract with a private entity to establish and maintain a statewide stroke registry, subject to an appropriation; requiring stroke centers to provide certain information to the statewide stroke registry; requiring the contracted entity to use a nationally recognized platform to collect data; requiring the contracted entity to provide reports to the department on stroke performance measures; providing immunity from liability under certain circumstances; amending s. 395.3041, F.S.; conforming a provision and deleting obsolete dates; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 863, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Roth, Silvers—

CS for HB 863—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 883 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Miller, M., Plakon—

HB 883—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; establishing a memory disorder clinic at Florida Hospital in Orange County; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 927, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Rommel—

CS for CS for HB 927—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform evaluations; requiring appraisers to comply with specified standards for evaluations; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to an appraisal subcommittee; requiring the department and the Florida Real Estate Appraisal Board to collect an annual fee from certain appraisal management companies and transmit such fee to the appraisal subcommittee; requiring the board to adopt certain rules; amending s. 475.6235, F.S.; deleting an exception to a provision that deems a specified person unqualified for registration as an appraisal management company; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an appraisal management company's registration renewal application; prohibiting an appraisal management company from requiring or attempting to require a client to sign a certain agreement; reenacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made by the act to s. 475.6245, F.S., in a reference thereto; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 939 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Metz, Eagle—

HB 939—A bill to be entitled An act relating to use or operation of a drone by certain offenders; creating s. 810.146, F.S.; prohibiting the use or operation of a drone by certain offenders for the purpose of viewing or recording an image of a minor in specified locations; providing a definition; providing criminal penalties; amending s. 921.0022, F.S.; assigning an offense severity ranking in the Criminal Punishment Code; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 981 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Gonzalez—

CS for CS for HB 981—A bill to be entitled An act relating to public records; creating s. 744.2111, F.S.; providing an exemption from public records requirements for certain identifying information of complainants and wards held by the Department of Elderly Affairs; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1021 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Appropriations Committee and Representative(s) Avila—

CS for CS for HB 1021—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; authorizing solar energy systems manufactured or sold in the state to be certified by professional engineers; amending s. 471.033, F.S.; prohibiting professional engineers from contracting with customers without disclosing whether they maintain certain insurance; amending s. 489.103, F.S.; revising an exemption from construction contracting regulation for certain public utilities; deleting responsibility of the Construction Industry Licensing Board to define the term "incidental to their business" for certain purposes; amending s. 553.79, F.S.; prohibiting a political subdivision from adopting or enforcing certain building permits or other development order requirement; providing construction; providing for preemption of certain local laws and regulations; providing for retroactive applicability; amending s. 553.791, F.S.; requiring local jurisdictions to reduce certain permit fees; amending s. 553.80, F.S.; prohibiting local enforcement agencies, independent districts, and special districts from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education to develop a plan for specified purposes; requiring Department of Education to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring CareerSource Florida, Inc. to develop a plan for specified purposes; requiring CareerSource Florida, Inc. to provide the plan to the Construction Industry Workforce Taskforce by a specified date; requiring the Florida Building Commission to amend specified provisions of the Florida Building Code related to door components; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Community Affairs; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1027, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Yarborough, Renner—

CS for HB 1027—A bill to be entitled An act relating to unmanned aircraft; creating s. 330.41, F.S.; providing a short title; providing definitions; providing that the authority to regulate the ownership or operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing construction; requiring persons seeking to restrict or limit the operation of unmanned aircraft in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting certain operation of an unmanned aircraft in relation to certain critical infrastructure facilities; providing penalties; providing exceptions; creating s. 330.411, F.S.; prohibiting possession or operation of an unmanned aircraft or unmanned aircraft system with certain attached weapons or devices; providing penalties; amending s. 934.50, F.S.; exempting a communications services provider and its contractor from certain prohibitions against the use of a drone; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; Communications, Energy, and Public Utilities; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1029, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Yarborough—

CS for HB 1029—A bill to be entitled An act relating to unfair insurance trade practices; amending s. 626.9541, F.S.; revising provisions to permit a licensed insurer or its agent, a title insurance agent, a title insurance agency, or a title insurer to give advertising or promotional items under specified values; providing that licensed insurers and their agents are not prohibited from making specified charitable contributions on behalf of insureds or prospective insureds; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1041 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Raschein—

CS for HB 1041—A bill to be entitled An act relating to laboratory screening; amending s. 381.004, F.S.; clarifying that certain requirements relating to the reporting of positive HIV test results to county health departments apply only to testing performed in a nonhealth care setting; amending s. 381.0202, F.S.; authorizing the Department of Health to perform laboratory testing for other states; amending s. 381.983, F.S.; redefining the term "elevated blood-lead levels"; amending s. 381.984, F.S.; revising provisions relating to a public information initiative on lead-based paint hazards; amending s. 381.985, F.S.; revising requirements for the State Surgeon General's program for early identification of persons at risk of having elevated blood-lead levels; requiring the department to maintain records showing elevated blood-lead levels; requiring that health care providers report to the individual who was screened the results that indicate elevated blood-lead levels; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests to certain individuals; requiring the department to promote the availability of services to promote detection of genetic conditions; clarifying that the membership of the Genetics and Newborn Screening Advisory

Council must include one member representing each of four medical schools in this state; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1049, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Avila, Nuñez—

CS for HB 1049—A bill to be entitled An act relating to expressway authorities; providing a short title; amending s. 348.0004, F.S.; requiring toll increases by authorities in certain counties to be approved by an independent study and vote of the expressway authority board; limiting the extent of such increases; limiting the amount of toll revenues such authorities may use for administrative expenses; requiring a certain distance between tolling points on transportation facilities constructed after a specified date, subject to certain restrictions; providing applicability; requiring such authorities to reduce tolls paid by SunPass customers; creating s. 348.00115, F.S.; requiring such authorities to post certain information on a website; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1063, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Grall, Hahnfeldt—

CS for CS for HB 1063—A bill to be entitled An act relating to motor vehicle insurance; amending s. 316.646, F.S.; revising security requirements for a motor vehicle owner or operator; amending s. 324.011, F.S.; providing legislative intent and purpose; creating s. 324.015, F.S.; defining the term "minimum security requirements"; excluding personal injury protection from motor vehicle insurance policies issued or renewed on or after a specified date; providing conditions for policies entered into by a specified date; requiring an insurer to permit an insured to change coverages under specified circumstances; providing notice requirements; providing that notice is subject to approval by the Office of Insurance Regulation; amending s. 324.021, F.S.; revising and providing definitions; increasing the minimum amount of motor vehicle liability coverage required; amending s. 324.022, F.S.; revising financial responsibility requirements for owners and operators of motor vehicles; conforming a cross-reference; amending s. 324.0221, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing certain conditions for the suspension of a motor vehicle license or registration; amending s. 324.151, F.S.; providing definitions; revising provisions relating to certain motor vehicle liability policies; amending s. 324.161, F.S.; revising deposit requirements for self-insurers; amending s. 324.171, F.S.; revising conditions under which a person is able to obtain a certificate of self-insurance; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising a short title; amending s. 627.727, F.S.; conforming provisions to changes made by the act; revising legal liability of an uninsured motorist coverage insurer; repealing ss. 627.730, 627.731, 627.7311, 627.739, and 627.7401, F.S., relating to Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to the application of the Florida Motor Vehicle No-Fault Law; providing applicability for certain policies issued under the Florida Motor Vehicle No-Fault Law; amending ss. 318.18, 320.02, 320.0609, 320.27, 320.771, 324.051, 324.091, 626.9541,

627.06501, 627.0652, 627.0653, 627.4132, 627.7263, 627.7275, 627.728, 627.7295, 627.736, 627.8405, 627.915, and 628.909, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1079 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Rommel, Donalds—

CS for HB 1079—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.0962, F.S.; providing an exemption from public records requirements for those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for the disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for any portion of a public meeting which would reveal those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Education; and Governmental Oversight and Accountability.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1107, as amended, by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Albritton—

CS for CS for HB 1107—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for personal identifying information held by the Department of Financial Services, the Agency for Health Care Administration, or the Division of Administrative Hearings pursuant to the Workers' Compensation Law; providing a definition; specifying persons to whom and circumstances in which such confidential information may be disclosed; providing applicability; providing for future legislative review and repeal of the exemption; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1109 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Antone, Donalds—

CS for HB 1109—A bill to be entitled An act relating to private school student participation in extracurricular activities; amending s. 1006.15, F.S.; revising the eligibility requirements for certain private school students to participate in interscholastic or intrascholastic sports at specified public schools; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1195 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Miller, A., White, Grant, M.—

CS for HB 1195—A bill to be entitled An act relating to health care facility regulation; creating s. 154.13, F.S.; declaring that a designated facility owned and operated by a public health trust is under the exclusive jurisdiction of the county creating the public health trust; amending ss. 381.0031, 381.004, 384.31, 395.009, 400.0625, and 409.905, F.S.; eliminating state licensure requirements for clinical laboratories; requiring clinical laboratories to be federally certified; amending s. 383.313, F.S.; revising requirements for a birth center to perform certain laboratory tests; repealing s. 383.335, F.S., relating to partial exemptions from licensure requirements for certain facilities that provide obstetrical and gynecological surgical services; amending s. 395.002, F.S.; revising and deleting definitions; creating s. 395.0091, F.S.; authorizing the Agency for Health Care Administration to adopt rules establishing criteria for alternate-site laboratory testing; defining the term "alternate-site testing"; amending ss. 395.0161 and 395.0163, F.S.; deleting licensure and inspection requirements for mobile surgical facilities, to conform to changes made by the act; amending ss. 395.01911, 408.809, and 435.04, F.S.; including additional persons subject to background screening requirements; providing an exemption to background screening for purposes of participation in the Medicaid program; amending s. 395.0197, F.S.; requiring the manager of a hospital or ambulatory surgical center internal risk management program to demonstrate competence in certain administrative and health care service areas; conforming references; repealing s. 395.1046, F.S., relating to hospital complaint investigation procedures; amending s. 395.1055, F.S.; requiring hospitals providing specified services to meet agency licensure requirements; requiring background screening for personnel of distinct part nursing units; conforming a reference; repealing ss. 395.10971 and 395.10972, F.S., relating to the purpose and establishment of the Health Care Risk Manager Advisory Council; amending s. 395.10973, F.S.; deleting duties of the agency relating to health care risk managers, to conform to changes made by the act; repealing s. 395.10974, F.S., relating to licensure of health care risk managers; repealing s. 395.10975, F.S., relating to grounds for denial, suspension, or revocation of a health care risk manager's license; amending s. 395.602, F.S.; deleting definitions; amending s. 395.603, F.S.; deleting provisions relating to deactivation of general hospital beds by certain rural and emergency care hospitals; repealing s. 395.604, F.S., relating to other rural hospital programs; repealing s. 395.605, F.S., relating to emergency care hospitals; amending s. 395.701, F.S.; revising the definition of the term "hospital" to exclude hospitals operated by state agencies; amending s. 400.464, F.S.; revising licensure requirements for a home health agency; providing conditions for advertising certain services that require licensure; providing for a fine; providing conditions for application for a certificate of exemption from licensure as a home health agency; specifying the duration of the certificate of exemption; authorizing a fee; amending s. 400.471, F.S.; revising home health agency licensure requirements; providing requirements for proof of accreditation for home health agencies applying for change of ownership or addition of skilled care services; amending s. 400.474, F.S.; revising conditions for the imposition of a fine against a home health agency; amending s. 400.476, F.S.; requiring a home health agency providing skilled nursing care to have a director of nursing; amending s. 400.484, F.S.; providing for the imposition of administrative fines on home health agencies for specified classes of violations; amending s. 400.497, F.S.; authorizing the agency to adopt rules establishing standards for certificate of exemption applications; amending s. 400.506, F.S.; revising penalties for a nurse registry directed by the agency to cease operation; amending s. 400.606, F.S.; revising content requirements of the plan accompanying an initial or change-of-ownership application for a hospice; amending s. 400.925, F.S.; revising the definition of the term "home medical equipment"; amending s. 400.931, F.S.; providing a timeframe for a home medical equipment provider to notify the agency of certain personnel changes; amending s. 400.933,

F.S.; authorizing the agency to accept certain medical oxygen permits issued by the Department of Business and Professional Regulation in lieu of agency licensure inspections; amending s. 400.980, F.S.; revising timeframe requirements for change of registration information submitted to the agency by a health care services pool; amending 400.9935, F.S.; providing that a voluntary certificate of exemption is not valid for more than 2 years; amending s. 408.061, F.S.; excluding hospitals operated by state agencies from certain financial reporting requirements; conforming a cross-reference; amending s. 408.07, F.S.; deleting the definition of the term "clinical laboratory"; amending s. 408.20, F.S.; exempting hospitals operated by state agencies from assessments against the Health Care Trust Fund to fund certain agency activities; repealing s. 408.7056, F.S., relating to the Subscriber Assistance Program; amending s. 408.803, F.S.; defining the term "relative" for the Health Care Licensing Procedures Act; amending s. 408.806, F.S.; requiring additional information on a licensure application; authorizing the agency to issue licenses with an abbreviated licensure period and prorated fee for alignment of multiple provider license expiration dates; amending s. 408.810, F.S.; exempting an applicant for change of ownership from furnishing proof of ability to operate under certain conditions; authorizing the agency to adopt rules governing circumstances under which a controlling interest may act in certain legal capacities on behalf of a patient or client; defining the term "publicly traded corporation"; amending s. 408.812, F.S.; citing failure to discharge residents by the license expiration date as unlicensed activity; providing that certain unlicensed activity by a provider constitutes abuse and neglect; requiring the agency to refer certain findings to the state attorney; requiring the agency to impose a fine under certain circumstances; amending s. 409.907, F.S.; revising grounds on which Medicaid provider applications may be denied; amending s. 429.02, F.S.; revising definitions; amending s. 429.04, F.S.; providing additional exemptions from licensure as an assisted living facility; imposing a burden of proof on the person or entity asserting the exemption; amending s. 429.08, F.S.; providing criminal penalties and fines for unlicensed ownership, possession, or control of real property used as an unlicensed assisted living facility; providing that engaging a third party to provide certain services at an unlicensed location constitutes unlicensed activity; amending s. 429.176, F.S.; prohibiting an assisted living facility from operating without an administrator who has completed certain educational requirements beyond a specified period of time; amending s. 429.19, F.S.; deleting certain fees assessed by the agency to cover costs of complaint or monitoring visits, to conform to changes made by the act; amending 429.24, F.S.; providing that 30-day written notice of rate increase is not required in certain situations; amending s. 429.256, F.S.; providing that the medication label must be read unless the resident declines; amending s. 429.28, F.S.; specifying the services included in the provision of assistance with obtaining access to health care in the resident bill of rights; deleting a requirement that the agency conduct at least one monitoring visit in certain circumstances; removing the authority of the agency to perform followup inspections in certain circumstances; removing the authority of the agency to conduct complaint investigations; amending s. 429.294, F.S.; deleting the timeframe within which a facility must provide certain records; amending s. 429.34, F.S.; authorizing the agency to perform inspections and investigations to ensure compliance; authorizing the agency to perform monitoring visits in certain circumstances; amending s. 429.52, F.S.; requiring a facility administrator to complete required training and education within a certain timeframe; amending 435.12, F.S.; extending the screening renewal period for individuals screened after a certain date; extending the retention period of fingerprints by the Department of Law Enforcement unless certain circumstances apply; repealing part I of chapter 483, F.S., relating to clinical laboratories; amending s. 483.294, F.S.; revising agency inspection schedules for multiphasic health testing centers; amending s. 483.801, F.S.; providing an exemption from regulation for persons employed by certain laboratories; amending s. 483.803, F.S.; revising definitions relating to clinical laboratories; conforming a reference; amending s. 641.511, F.S.; revising health maintenance organization subscriber grievance reporting requirements; repealing s. 641.60, F.S., relating to the Statewide Managed Care Ombudsman Committee; repealing s. 641.65, F.S., relating to district managed care ombudsman committees; repealing s. 641.67, F.S., relating to public records held by the district managed care ombudsman committee; repealing s. 641.68, F.S., relating to an exemption from public meeting requirements for the district managed care ombudsman committee; repealing s. 641.70, F.S., relating to agency duties with respect to the Statewide Managed Care Ombudsman Committee and district managed care ombudsman committees; repealing s. 641.75,

F.S., relating to immunity from liability and limitation on testimony; amending ss. 20.43, 220.1845, 376.30781, 376.86, 381.0034, 381.0405, 383.30, 383.301, 383.302, 383.305, 383.309, 383.33, 385.211, 394.4787, 395.001, 395.003, 395.7015, 400.9905, 408.033, 408.036, 408.802, 408.820, 409.9116, 409.975, 456.001, 456.057, 458.307, 458.345, 483.813, 483.823, 491.003, 627.351, 627.602, 627.6406, 627.64194, 627.6513, 627.6574, 641.185, 641.31, 641.312, 641.3154, 641.51, 641.515, 641.55, 766.118, 766.202, 945.36, and 1009.65, F.S.; conforming references and cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1253 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Harrison—

CS for HB 1253—A bill to be entitled An act relating to the rights and responsibilities of patients; amending s. 381.026, F.S.; requiring health care facilities and providers to authorize patients to bring in any person of the patients' choosing to specified areas of the facilities or providers' offices under certain circumstances; providing an exception; requiring health care facilities and providers to include such authorization as an additional patient standard in the statement of rights and responsibilities made available to patients by health care providers; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1269 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Harrell—

CS for HB 1269—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; revising the entities responsible for screening, employing, and terminating child protection team medical directors to include the Statewide Medical Director for Child Protection; revising the term "district medical director" to "child protection team medical director"; revising references to subdivisions of the state from "districts" to "circuits"; revising the required board certifications for child protection team medical directors and reviewing physicians; revising the timeframe in which child protection team medical directors must obtain certification; requiring Children's Medical Services to convene a task force to develop a protocol for forensic interviewing of children suspected of having been abused; specifying membership of the task force; requiring Children's Medical Services to develop, maintain, and coordinate one or more sexual abuse treatment programs; amending s. 39.3031, F.S.; requiring the Department of Health in consultation with the Department of Children and Families to adopt rules regarding sexual abuse treatment programs; amending ss. 458.3175, 459.0066, and 827.03, F.S.; revising provisions regarding expert testimony provided by certain entities to include criminal cases involving child abuse and neglect, dependency cases, and cases involving sexual abuse of a child; 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 Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6021 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Rommel—

HB 6021—A bill to be entitled An act relating to home health agency licensure; amending s. 400.471, F.S.; repealing a provision prohibiting the Agency for Health Care Administration from issuing an initial license to an applicant for a home health agency license which is located within a certain distance of a licensed home health agency that has common controlling interests; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6037 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Fischer—

HB 6037—A bill to be entitled An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; removing the future repeal of provisions relating to the blind services direct-support organization; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7009 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Massullo—

HB 7009—A bill to be entitled An act relating to ratification of rules of the Board of Medicine; ratifying rules related to the standard of care for office surgery, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7057 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Quality Subcommittee and Representative(s) Raburn, Avila—

CS for CS for HB 7057—A bill to be entitled An act relating to civic literacy; creating s. 683.1455, F.S.; designating the month of September annually as "American Founders' Month"; authorizing the Governor to annually issue a proclamation containing specified information; amending s. 1000.03, F.S.; revising the priorities of Florida's K-20 education system to include civic literacy; amending s. 1001.215, F.S.; revising the duties of the Just Read, Florida! Office to include developing and providing access to certain resources for elementary schools; amending s. 1003.44, F.S.; encouraging public schools to coordinate certain instruction with American Founders' Month; amending s.

1007.25, F.S.; requiring postsecondary students to demonstrate competency in civic literacy and providing requirements therefor; providing for the appointment of a faculty committee; requiring the committee to develop or revise certain courses and establish specified course competencies; amending ss. 943.22 and 1001.64, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7073 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Grant, M.—

HB 7073—A bill to be entitled An act relating to the ratification of rules of the Department of Elder Affairs; ratifying a specific rule relating to the standards of practice for professional guardians for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7085, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Burgess, Trumbull, Boyd, Hager—

CS for HB 7085—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; redefining the term "specificity"; amending s. 440.105, F.S.; authorizing certain attorneys to receive fees or other consideration for services related to Workers' Compensation Law; amending s. 440.13, F.S.; requiring carriers to take specified actions by telephone or in writing relating to a request for authorization; specifying that a notice to the employer is not a notice to the carrier; conforming a provision to changes made by the act; requiring the Governor, or the Chief Financial Officer in certain circumstances, to appoint a member to fill a vacancy on a panel that establishes certain workers' compensation schedules within a specified timeframe; requiring such panel to annually adopt statewide schedules of maximum reimbursement allowances by using specified methodologies; authorizing such panel to adopt a reimbursement methodology under certain circumstances; revising and providing maximum reimbursement methodologies to be incorporated in such schedules; prohibiting dispensing practitioners from possessing prescription medications in certain circumstances; amending s. 440.15, F.S.; extending the timeframe in which certain employees may receive temporary total disability benefits; providing conditions under which employees may receive permanent impairment benefits; extending the timeframe in which carriers must notify treating doctors of certain requirements; deleting a provision relating to the calculation of time periods for payment of benefits; conforming provisions; creating s. 440.1915, F.S.; requiring claimants to sign an attestation before engaging the services of an attorney or other representation related to a workers' compensation claim; providing requirements; amending s. 440.192, F.S.; revising conditions under which the Office of the Judges of Compensation Claims must dismiss petitions for benefits; revising requirements for such petitions; requiring a good faith effort to resolve a dispute; requiring dismissal of a petition for failure to make such good faith effort; revising construction relating to dismissals of petitions or portions thereof; requiring judges of compensation claims to enter orders on certain motions to dismiss within specified timeframes; revising a restriction on awarding attorney fees; amending s. 440.25, F.S.; requiring the filing of an attestation detailing a claimant's attorney hours before pretrial and final hearings; extend-

ing the timeframe in which attorney fees attach; amending s. 440.34, F.S.; revising provisions relating to awarding attorney fees; providing that retainer agreements do not require approval by a judge of compensation claims but are required to be filed with the Office of the Judges of Compensation Claims; conforming a cross-reference; extending the timeframe in which attorney fees attach; authorizing a judge of compensation claims to depart from the attorney fees schedule under certain circumstances; requiring a judge to consider certain factors when awarding attorney fees that depart from such schedule; defining terms; limiting the amount of such fee; amending s. 440.345, F.S.; providing requirements for a carrier's report; amending s. 440.491, F.S.; specifying that training and education benefits provided to a claimant are not in addition to the maximum number of weeks in which a claimant may receive temporary benefits; amending s. 627.211, F.S.; authorizing a member of or subscriber to a rating organization to depart from the rates set by such organization under certain circumstances; providing requirements for such departure; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7093 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Daniels—

HB 7093—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public record requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising the exemptions; removing redundant exemptions for social security numbers; providing an exemption from public record requirements for the names of the spouses and children of certain agency personnel; providing an exemption from public record requirements for the dates of birth for certain agency personnel and their spouses and children; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing for future legislative review and repeal of certain exemptions; providing statements of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7099 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Cortes, B.—

HB 7099—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive operation; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7101, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Innovation Subcommittee and Representative(s) Cortes, B.—

CS for CS for HB 7101—A bill to be entitled An act relating to K-12 education; amending s. 1002.33, F.S.; revising the charter school ap-

plication process; revising the appeals process for a denied charter school application; requiring the use of the standard contract by specified entities; revising eligibility requirements for charter school students enrolled in blended learning courses; clarifying provisions relating to charter schools and tort liability; authorizing a charter school to be exempt from provisions relating to controlled open enrollment under certain circumstances; revising the purpose of charter school cooperatives; authorizing the use of unrestricted net assets and certain unrestricted surplus for specified charter schools; requiring such funds to be used in accordance with specified provisions; revising the public information disclosures of charter schools; authorizing certain entities to share facilities with charter schools without additional approval; revising the administrative fees that a district may withhold from charter schools; requiring charter schools to complete and submit an annual survey; deleting a requirement that the Department of Education compare certain data; revising eligibility criteria for designated local educational agency status; authorizing the governing board of a charter school system to be designated a local educational agency for certain schools; amending 1002.3305, F.S.; revising the definition for the term "eligible student" for purposes of the College-preparatory Boarding Academy Pilot Program; amending s. 1002.331, F.S.; conforming provisions to changes made by the act; authorizing a high-performing charter school to establish more than one charter school in any year under certain circumstances; amending s. 1002.332, F.S.; authorizing a high-performing charter school system to replicate its schools in any school district and providing application requirements therefor; amending s. 1003.498, F.S.; revising eligibility requirements for students enrolled in blended learning courses; amending s. 1007.35, F.S.; revising the name of an ACT assessment for specified purposes; amending s. 1008.34, F.S.; revising the student performance data to be included in school grades; amending s. 1008.341, F.S.; including concordant scores in the calculation of an alternative school's school improvement rating; amending s. 1011.62, F.S.; revising eligibility criteria for postsecondary institutions to participate in the dual enrollment and early admission programs; amending s. 1011.69, F.S.; requiring school districts to provide specified funds directly to schools eligible to receive Title I funds; providing a definition; authorizing school districts to withhold certain funds for specified purposes; authorizing eligible schools to use funds to participate in certain services; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7111 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Magar—

HM 7111—A memorial to the Congress of the United States, urging Congress to repeal the Patient Protection and Affordable Care Act and all tax provisions contained therein.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7113 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Willhite—

HB 7113—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 265.7015, F.S., which provides an exemption from public record requirements for information that identifies a donor or prospective donor of a donation made for the benefit of a publicly owned performing arts center if the donor desires to remain anonymous; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7115, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Harrison, Stafford, Ahern, Cortes, B., Davis, Hardemon, Watson, C.—

HB 7115—A bill to be entitled An act relating to the Arthur G. Dozier School for Boys; providing for the interment of certain remains exhumed from the Arthur G. Dozier School for Boys; providing definitions; providing responsibilities and duties of the Division of Purchasing of the Department of Management Services for reinterment of the remains; creating s. 265.007, F.S.; providing legislative intent; establishing the Arthur G. Dozier School for Boys Memorial; providing locations for such memorial; requiring the Department of Management Services to administer the memorial and coordinate with and consider recommendations by specified entities and persons; authorizing the department to adopt rules; requiring the Board of Trustees of the Internal Improvement Trust Fund to convey, maintain, and surplus certain lands associated with the Arthur G. Dozier School for Boys; requiring the Division of State Lands of the Department of Environmental Protection to prepare a proposal to conduct a feasibility study and submit the proposal to the Governor and the Legislature by a specified date; naming the Forensic Training Center; providing an appropriation; providing an effective date.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 80.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted CS for CS for SM 572.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 1020.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

COMMUNICATION

The Honorable Joe Negron, President
The Florida Senate

April 21, 2017

Dear President Negron,

Seven years ago, I began my public service with one goal in mind, and that was to serve a cause greater than my own.

Serving my constituents and improving their lives is why I serve. On many important issues, caring for the elderly, education, and job creation, I have made it my personal mission to put others first. It's the way I was raised, and the way I still choose to live my life today.

As a Marine, this attitude was embodied in our motto: *Semper Fidelis*, or "Always Faithful." Be faithful to God, to country, and to our fellow soldiers.

As a father and husband, despite the daily demands of elected office, I always keep the promises that I make to my two beautiful daughters, Bella and Giavanna, and my loving wife Aimee. I'm a fulfilled man, because of their unconditional love and support.

It is clear to me my recent actions and words that I spoke fell far short of what I expect for myself, and for this I am very sorry. I apologize to my family and friends and I apologize to all of my fellow Senators and lawmakers. To the people of my district and all of Miami-Dade, I am sorry I have let you down and ask for your forgiveness.

My actions and my presence in government is now a distraction to my colleagues, the legislative process, and the citizens of our great State.

I am responsible and I am accountable and effective immediately, I am resigning from the Florida State Senate.

It's clear there are consequences to every action, and in this area, I will need time for personal reflection and growth.

I leave this office knowing that despite my shortcomings, I have fought hard to change the status quo while remaining true to myself. I'm grateful for those that have stood by my side, including my family, friends, and supporters.

Serving my community in the Florida Legislature has been the honor of a lifetime and I do not leave this process lightly. I will discover ways to continue to serve my community in the future. God bless the great State of Florida and our great country.

Sincerely,
Frank Artiles
Senator, District 40

VACANCY IN OFFICE

By Executive Order Number 17-147, a special general election for Senate District 40 was set for September 26, 2017, by Governor Rick Scott.

COMMITTEE APPOINTMENTS

The President announced the following appointment: Senator Simpson to the Committee on Governmental Oversight and Accountability on April 22, 2017.

CO-INTRODUCERS

Senators Brandes—CS for CS for SB 206; Braynon—CS for SCR 920; Campbell—CS for SCR 920; Clemens—CS for SCR 920; Farmer—CS for SB 766; Galvano—CS for SCR 920, CS for SB 1018; Garcia—CS for SB 226, SB 634; Gibson—CS for SCR 920; Grimsley—CS for SB 1550; Hutson—SB 1228; Mayfield—SB 634; Montford—CS for SCR 920; Passidomo—SB 1160; Perry—CS for CS for SB 264; Powell—CS for SCR 920; Rader—CS for SCR 920; Rouson—CS for CS for SB 182; Steube—CS for SB 14, CS for SB 230, CS for SB 282, CS for SB 1040, CS for SB 1108, CS for SB 1550; Stewart—CS for SCR 920; Young—CS for SB 766, CS for SCR 920, CS for SB 1012

Senator Young withdrew as co-introducer of CS for SB 1598.

Pursuant to Rule 3.12(3), Senator Galvano has agreed to become the introducer of CS for SB 842.

Pursuant to Rule 3.12(3), Senator Grimsley has agreed to become the introducer of CS for SB 1550.

Pursuant to Rule 3.12(3), Senator Mayfield has agreed to become the introducer of CS for SB 1310.

Pursuant to Rule 3.12(3), Senator Perry has agreed to become the introducer of CS for CS for SB 190, CS for CS for SB 264.

Pursuant to Rule 3.12(3), Senator Steube has agreed to become the introducer of SB 12, CS for SB 14, CS for SB 230, CS for SB 282, CS for SB 1040, CS for SB 1108.

SENATE PAGES

April 24-28, 2017

Jacob Baxley, Ocala; Abby Burroughs, Jacksonville; Alyssa Chunn, Monticello; Olivia Deboest, Fort Myers; Hayley DiMinno, Tallahassee; Justin Eichermuller, Bryceville; Doug Jones, Archer; Nicholas Lahera, Hernando; Emma Lightsey, Fort Meade; Elijah Lima, Jacksonville; Alexis Morrill, Wewahatchka; Jonathan Saladino, Merritt Island; Cierra Lynn Warren, Jacksonville; Jared Young, Jacksonville



Journal of the Senate

Number 19—Regular Session

Wednesday, April 26, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—32:

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Grimsley	Simmons
Book	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Mayfield	Steube
Braynon	Montford	Stewart
Broxson	Passidomo	Thurston
Campbell	Perry	Young
Clemens	Powell	

Excused: Senators Farmer, Hukill, and Torres

PRAYER

The following prayer was offered by Senior Pastor Dr. Evon Horton, Brownsville Assembly of God, Pensacola:

O Lord, I pray for the members of the Florida Senate to find your peace and direction, and for these men and women to act and lead according to your word.

A house divided against itself cannot stand; therefore, I pray for them to be unified in righteousness for the sake of our great State of Florida. I pray for your protection to cover all our law enforcement officers and the men and women of the military. I ask for godly counsel and wisdom for judges across our state.

I pray for our state’s leaders—mayors, city council members, county commissioners, state Representatives, state Senators, and our Governor, Rick Scott. I pray that each one will lead in righteousness, rightness, right decisions, and godly decisions, and that we would be willing to stand for what is right, not just what is politically right.

I pray our leaders will prosper in their leadership, their families, and their personal lives. I pray the blessing of God would come upon them so

they will find joy in their public service. I pray our Senators today would look out for each other, so if they are prospering, they will be willing to be generous in their prosperity and care for the “least of these.”

I pray you will give this Senate a legacy; yes, Lord, a legacy, that they will look out for the good of our state, Florida. As we are blessed, we will bless others, and we will be known as a state that is blessed and blesses. As our blessings increase and our legacy increases, we then will have greater influence over this nation and other nations. Not from force, but from compassionate influence.

And lastly, Lord, I pray these Senators will be leaders who praise God; that we won’t be caught in our own adulation but we will give credit to God. When we give credit to our creator, then others will look to you as their creator, redeemer, savior, and sustainer.

In quoting a prayer of President Reagan, I pray: “Without God, there is no virtue, because there’s no prompting of the conscience. Without God, we’re mired in the material, that flat world that tells us only what the senses perceive. Without God, there is a coarsening of the society. And without God, democracy will not and cannot long endure. If we ever forget that we’re one nation under God, then we will be a nation gone under.”

In the name of our Lord, Jesus Christ. Amen.

PLEDGE

Senate Pages, Jonathan Saladino of Merritt Island; Jacob Baxley of Ocala, grandson of Senator Baxley; Emma Lightsey of Fort Meade; and Abby Burroughs of Jacksonville, 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. Elias H. Sarkis of Gainesville, sponsored by Senator Perry, as the doctor of the day. Dr. Sarkis specializes in psychiatry.

ADOPTION OF RESOLUTIONS

At the request of Senator Bean—

By Senator Bean—

SR 1808—A resolution recognizing September 13, 2017, as “See the Girl Day” in Florida.

WHEREAS, Delores Barr Weaver is a lifelong advocate for girls and young women, and her vision, passion, leadership, and philanthropy are nationally known and have enriched the Jacksonville community, and

WHEREAS, the Delores Barr Weaver Policy Center in Jacksonville is a nonprofit organization established in 2013 as the outgrowth of the girls’ justice reform movement that began more than 15 years ago, and

WHEREAS, the nonprofit Delores Barr Weaver Policy Center’s mission is guided by girl-centered principles, and the work of the center focuses on training and the development of model programming to advance the rights of girls and young women, particularly those in the justice system, and

WHEREAS, since its founding, the work of the Delores Barr Weaver Policy Center has focused on reducing the number of girls and young

women who are incarcerated, and, during the lifetime of the center, there has been a 67 percent decrease in the number of girls incarcerated in Duval County and a 48 percent decrease in the number of girls incarcerated on the First Coast, and

WHEREAS, the Delores Barr Weaver Policy Center's call to action, "See the Girl," has inspired the community to see girls for who they are and who they can become, and

WHEREAS, on September 13, 2017, the Delores Barr Weaver Policy Center will celebrate the birthday of its founder and her legacy of love and empowerment, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That September 13, 2017, is recognized as "See the Girl Day" in Florida and all Floridians are urged to show their support for girls and young women at risk for involvement in the justice system.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1822—A resolution celebrating the anniversary of the founding of Port Orange and recognizing April 26, 2017, as "Port Orange Day" in Florida.

WHEREAS, Port Orange has a rich history, shaped by a number of explorers who worked to tame a wild and unforgiving environment, and

WHEREAS, in 1768, Andrew Turnbull established the New Smyrna Colony, and

WHEREAS, in 1804, Spain granted Patrick Dean 995 acres of land in the area, where he built a sugar cane plantation named Dunlawton, and

WHEREAS, in 1866, John Milton Hawks, an abolitionist and United States Army Surgeon, along with other Union officers, formed the Florida Land and Lumber Company and came with 500 freed slaves to live on public lands along the Halifax River, and

WHEREAS, in February 1867, Dr. Hawks moved the settlement from the Ponce Inlet, then known as the Mosquito Inlet, to its current location, and in April of that year the settlement was renamed Port Orange, and

WHEREAS, by 1869, only nine families remained in the area now known as Freemanville, which is located around the intersection of Orange Avenue and Charles Street, and, today, the Mount Moriah Baptist Church is the only remnant of the original small community of freed slaves, and

WHEREAS, until the early 1890s, Port Orange remained a landlocked community that could be accessed only by steamboat, hack buggy, or stagecoach, and

WHEREAS, Henry Flagler brought his railroad to the area with plans to extend it south, and, in 1894, the Port Orange passenger and freight depot was built, which brought tourism and stimulated commerce, and

WHEREAS, winter visitors began to arrive, and a new era of growth took place, creating the demand for boarding houses and other accommodations, and

WHEREAS, the railroad provided the ability to move goods from various industries, such as citrus, lumber, boat building, oystering, farming, and the ranching of livestock, and

WHEREAS, from the banks of the Halifax River on the east to the environmental preserves on the west, this family-oriented community continues to be an ideal environment for tourism and commerce, and

WHEREAS, thanks to the hopes, dreams, and tenacity of early pioneers who persisted despite significant challenges, Port Orange is a vibrant community with a rich heritage that will be enjoyed by future generations, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the 150th anniversary of the founding of Port Orange is celebrated, and April 26, 2017, is recognized as "Port Orange Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the City of Port Orange as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1842—A resolution recognizing April 2017 as "Child Abuse Prevention Month" in Florida.

WHEREAS, Florida's future depends on the health and well-being of the more than four million children in our state, and each of these children deserves to grow up free from abuse and neglect, and

WHEREAS, during the 2015-2016 fiscal year, more than 42,000 children were verified as being victims of child abuse and neglect, and

WHEREAS, child abuse and neglect can have devastating consequences for a child's physical, emotional, and behavioral development, leading to long-term challenges for the child and great cost to society, and

WHEREAS, communities throughout Florida can support the physical, social, emotional, educational, and spiritual development of children, and

WHEREAS, elected officials, state agencies and service providers, schools, faith and community organizations, law enforcement agencies, and the business community must work together to implement effective child abuse prevention efforts, and

WHEREAS, this month, Prevent Child Abuse Florida, the Governor's Office of Adoption and Child Protection, the Department of Children and Families, and the Ounce of Prevention Fund of Florida are collaborating on the Pinwheels for Prevention campaign, a statewide initiative to raise awareness of healthy child development and positive parenting practices in order to enable all children to achieve their full potential, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That April 2017 is recognized as "Child Abuse Prevention Month" in Florida, and all Floridians are encouraged to identify opportunities and initiate action to make a positive difference in the lives of children.

—was introduced, read, and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

Consideration of **CS for SB 1136** was deferred.

On motion by Senator Latvala—

SB 1390—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1390** was placed on the calendar of Bills on Third Reading.

CS for SB 1136—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing cottage food products to be advertised, sold, and paid for over the Internet; requiring such products to be delivered in person directly to the consumer or to a specific event venue; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1136**, pursuant to Rule 3.11(3), there being no objection, **HB 1233** was withdrawn from the Committees on Agriculture; Commerce and Tourism; and Rules.

On motion by Senator Lee—

HB 1233—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing cottage food products to be advertised, sold, and paid for over the Internet; requiring such products to be delivered in person directly to the consumer or to a specific event venue; providing an effective date.

—a companion measure, was substituted for **CS for SB 1136** and read the second time by title.

Pursuant to Rule 4.19, **HB 1233** was placed on the calendar of Bills on Third Reading.

SENATOR FLORES PRESIDING

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 265.7015, F.S., which provides an exemption from public records requirements for information that identifies a donor or prospective donor of a donation made for the benefit of a publicly owned performing arts center if the donor desires to remain anonymous; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7002**, pursuant to Rule 3.11(3), there being no objection, **HB 7113** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Lee—

HB 7113—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 265.7015, F.S., which provides an exemption from public record requirements for information that identifies a donor or prospective donor of a donation made for the benefit of a publicly owned performing arts center if the donor desires to remain anonymous; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7002** and read the second time by title.

Pursuant to Rule 4.19, **HB 7113** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 90** and **CS for SB 38** was deferred.

On motion by Senator Steube—

CS for SB 102—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; exempting certain Medicaid managed care plans; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 102** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for SB 368—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; directing the department to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending chapter 26497, Laws of Florida, 1951; revising the name of an honorary designation of a transportation facility in a specified county; amending chapter 2014-228, Laws of Florida; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Montford moved the following amendment which was adopted:

Amendment 1 (386684)—Delete line 133 and insert:

(38) *That portion of U.S. 129/S.R. 51 between I-75 in Hamilton County and I-10 in Suwannee County is designated as “Historic Suwannee River Scenic Parkway.”*

(39) *SunRail Bridge Number 750255 over U.S. 17/92/S.R. 15 in Orange County is designated as “Reverend Kenneth C. Crossman Bridge.”*

(40) *That portion of U.S. 29/Pensacola Boulevard between W Street and Marcus Pointe Boulevard/Stumpfield Road in Escambia County is designated as “Wilbur Barry Highway.”*

(41) *Bridge Number 860920 over the Stranahan River in Broward County is designated as “John U. Lloyd Bridge.”*

(42) *That portion of U.S. 41/S.R. 90/S.W. 8th Street between S.W. 53rd Avenue and S.W. 56th Avenue in Miami-Dade County is designated as “Lorenzo de Toro Way.”*

(43) *That portion of S.W. 22nd Street between S.R. 933/S.W. 12th Avenue and S.W. 13th Avenue in Miami-Dade County is designated as “Luis Fernando Brande Street.”*

(44) *That portion of U.S. 441/S.R. 500/Orange Blossom Trail between Lake View Drive/Lake Street and S.R. 451 in Orange County is designated as “Anelie Cadet Way.”*

(45) *That portion of S.R. 909/W. Dixie Highway between N.E. 6th Avenue and N.E. 10th Avenue in Miami-Dade County is designated as “Phares Duverne Highway.”*

(46) *That portion of N.W. 2nd Avenue between N.W. 103rd Street and N.W. 111th Street in Miami-Dade County is designated as “Carmelau Monestime Street.”*

(47) *That portion of 27th Avenue between 54th Street and 215th Street in Miami-Dade County is designated as “Jessie Trice Way.”*

(48) *That portion of U.S. 41/S.R. 45/Tamiami Trail between Corkscrew Road and Coconut Road in Lee County is designated as “Coach Jeff Sommer Memorial Highway.”*

(49) *Bridge Number 500087 on I-10 over the Apalachicola River in Gadsden and Jackson Counties is designated as “Rep. J. Troy Peacock Bridge.”*

(50) *That portion of U.S. 90/S.R. 10 between N. Woodward Avenue and Wadsworth Street in Leon County is designated as “Danny A. Pino Way.”*

(51) *The Department of Transportation is directed to erect*

Pursuant to Rule 4.19, **CS for CS for SB 368**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for CS for SB 1338—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; authorizing certain grandfathered private residential multifamily docks to exceed the number of moored boats for the number of residential units; amending s. 327.02, F.S.; providing and revising definitions; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing a condition under which a vessel is at risk of becoming derelict; specifying the means by which an officer may provide notice to a vessel owner or operator; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to the anchoring of vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting the anchoring or mooring of vessels and floating structures in certain areas; providing exceptions and a penalty; amending s. 327.44, F.S.; prohibiting mooring that unreasonably or unnecessarily constitutes a navigational hazard or interference with another vessel; amending s. 327.46, F.S.; authorizing owners of certain private submerged land to request that the commission establish boating-restricted areas to protect certain seagrass; authorizing the commission to adopt rules; providing a definition; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations that prohibit or restrict mooring or anchoring of certain vessels, that require sewage disposal by certain vessels and floating structures, and that authorize the removal of certain vessels; requiring local governments with requirements for sewage disposal to provide sewage pumpout services; requiring the commission to review and approve certain ordinances; providing applicability; authorizing the commission to adopt rules; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring in prohibited areas; amending s. 327.73, F.S.; providing penalties for operating a vessel with an expired registration and anchoring or mooring in prohibited areas; amending s. 328.09, F.S.; prohibiting the issuance of certificates of title for derelict vessels unless certain documentation is provided; amending s. 328.70, F.S.; providing that a commercial fishing vessel must be classified and registered as a commercial vessel; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of vessels with an expired registration; amending s. 705.103, F.S.; exempting derelict vessels from certain abandoned or lost property notice requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1338** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide Civil Air Patrol leave; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a Civil Air Patrol member because of his or her absence by reason of taking Civil Air Patrol leave; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a Civil Air Patrol member who returns to work following Civil Air Patrol leave; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (426696)—Delete lines 35-36 and insert:

(c) “Civil Air Patrol member” means a senior member of the Florida Wing of the Civil Air Patrol with at least an emergency services qualification.

Pursuant to Rule 4.19, **CS for CS for SB 370**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Broxson—

CS for CS for SB 800—A bill to be entitled An act relating to medication synchronization; creating s. 627.64196, F.S., and amending s. 641.31, F.S.; requiring health insurers and health maintenance organizations, respectively, which issue or deliver certain policies or contracts to offer medication synchronization to allow insureds and subscribers to align refill dates for certain drugs at least once in a plan year; requiring such insurers and health maintenance organizations to implement a process for aligning such dates; authorizing medical synchronization only through a network pharmacy; providing exceptions from partial filling for the purpose of aligning refill dates; requiring such insurers and health maintenance organizations to pay, except under certain circumstances, the full dispensing fee for a partial refill to align refill dates; requiring such insurers and health maintenance organizations to prorate certain cost-sharing obligations; providing applicability; providing that specified alternate processes used by health insurers and health maintenance organizations comply with medication synchronization requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 800** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 890—A bill to be entitled An act relating to the Florida Endowment for Vocational Rehabilitation; amending s. 413.615, F.S.; requiring the Florida Endowment Foundation for Vocational Rehabilitation to maintain separate accounts for certain funds received from state sources and public or private sources; establishing restrictions regarding administrative costs of the foundation; requiring the foundation to publish specified information on its website; requiring that funds allocated for research, advertising, or consulting be subject to a competitive solicitation process; prohibiting use of state funds to fund certain events; extending the date for future review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 890** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 896—A bill to be entitled An act relating to the Florida Prepaid College Board; amending s. 1009.971, F.S.; revising the financial disclosures required to be filed by certain Florida Prepaid College Board members; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid College Board; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 896** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 430—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; amending s. 636.206, F.S.; conforming provisions to changes made by the act; requiring discount plan organizations to maintain, for a specified timeframe, certain records in a form accessible to the Office

of Insurance Regulation during an examination or investigation; amending s. 636.208, F.S.; conforming provisions to changes made by the act; specifying periodic charge reimbursement and other requirements for discount plan organizations following membership cancellation requests; amending s. 636.212, F.S.; requiring discount plan organizations and marketers to provide specified disclosures to prospective members before enrollment; authorizing discount plan organizations and marketers to make other disclosures; requiring prospective members to acknowledge acceptance of disclosures before enrollment; specifying requirements for disclosures made in writing or by electronic means; revising requirements for disclosures made by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to charge and form filings; conforming a provision to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound by acts of its marketers within the scope of the delegation; amending s. 636.230, F.S.; conforming provisions to changes made by the act; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; conforming a provision to changes made by the act; deleting rulemaking authority of the Financial Services Commission as to the establishment of certain standards; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 430**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 577** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Bean—

CS for HB 577—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; amending s. 636.206, F.S.; conforming provisions to changes made by the act; providing record keeping requirements for discount plan organizations; amending s. 636.208, F.S.; conforming provisions to changes made by the act; revising a specified condition for a member to receive a reimbursement of certain charges after cancelling a membership in a discount plan organization; amending s. 636.212, F.S.; requiring discount plan organizations or marketers to provide prospective members with certain disclosures; requiring prospective members to acknowledge the receipt and acceptance of such disclosures before enrolling in a discount plan; specifying what a first page is for the purpose of a disclosure requirement on certain materials relating to a discount plan; providing requirements for disclosures made in writing, by electronic means, and by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to requirements to file with and obtain approval from the Department of Financial Services of certain charges and forms; conforming provisions to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound to acts of its marketers within the scope of delegation; amending s. 636.230, F.S.; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; revising the authority for the Financial Services Commission to adopt rules; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 430** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 577** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

SB 438—A bill to be entitled An act relating to out-of-school suspension; amending s. 1002.20, F.S.; authorizing a parent to give public testimony regarding a district school board's out-of-school suspension policy at a specified meeting; amending s. 1006.07, F.S.; requiring a district school board to review its rules authorizing out-of-school suspension during a specified timeframe at a district school board meeting; requiring the board to take public testimony at the meeting; providing that the rules expire under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 438** was placed on the calendar of Bills on Third Reading.

CS for SB 1224—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.0962, F.S.; defining terms; providing an exemption from public records requirements for a public postsecondary educational institution's campus emergency response plan when held by specified custodial agencies; providing for retroactive application; authorizing disclosure of exempt information under specified circumstances; providing an exemption from public meetings requirements for any portion of a public meeting at which certain components of a campus emergency response plan are discussed; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1224**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1079** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Education; and Governmental Oversight and Accountability.

On motion by Senator Passidomo—

CS for HB 1079—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.0962, F.S.; providing an exemption from public records requirements for those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for the disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for any portion of a public meeting which would reveal those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 1224** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1079** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1272—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty

member, and low-income individuals; defining the term “low-income individual”; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1272**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 615** was withdrawn from the Committees on Regulated Industries; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

On motion by Senator Brandes—

CS for CS for HB 615—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant’s initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; providing rulemaking authority; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1272** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 615** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 114—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; deleting the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state register such cosmetic biennially with the Department of Business and Professional Regulation; amending ss. 499.003, 499.041, and 499.051, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 114** was placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

CS for CS for SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting, under specified circumstances, changes to a health insurance policy prescription drug formulary during a policy year; providing construction and applicability; amending s. 627.6699, F.S.; requiring small employer carriers to limit changes to prescription drug formularies under certain circumstances; amending s. 641.31, F.S.; limiting, under specified circumstances, changes to a health maintenance contract prescription drug formulary during a contract year; providing construction and applicability; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 182** was placed on the calendar of Bills on Third Reading.

On motion by Senator Steube—

SB 256—A bill to be entitled An act relating to the Florida Center for the Partnerships for Arts Integrated Teaching; amending s. 1004.344, F.S.; abrogating the scheduled expiration of the center; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 256** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 414—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 414**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 863** was withdrawn from the Committee on Rules.

On motion by Senator Grimsley—

CS for HB 863—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 414** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 863** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 674—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing that a certificate of nonviable birth must contain information as required by the Department of Health; authorizing the department to issue a certified copy of a certificate of nonviable birth to specified persons; providing that certain information included in nonviable birth records is confidential and exempt from public records requirements; requiring the department to authorize the issuance of a certified copy of a certificate of nonviable birth subject to certain conditions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 674**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 103** was withdrawn from the Committees on Health Policy; Governmental Oversight and Accountability; and Appropriations.

On motion by Senator Bean—

CS for HB 103—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing procedures for the registration of a nonviable birth; requiring nonviable birth certificates to contain information required for legal, social, and health research purposes; directing the Department of Health to authorize the issuance of certain records; providing that certain information included in nonviable birth certificates is confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for SB 674** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 103** was placed on the calendar of Bills on Third Reading.

SB 672—A bill to be entitled An act relating to certificates of nonviable birth; creating the “Grieving Families Act”; amending s. 382.002,

F.S.; providing a definition; amending s. 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to electronically receive a certificate of nonviable birth; requiring certain health care practitioners and health care facilities to electronically file a registration of nonviable birth within a specified timeframe; amending s. 382.0085, F.S.; conforming a cross-reference; creating s. 382.0086, F.S.; requiring the Department of Health to issue a certificate of nonviable birth within a specified timeframe upon the request of a parent; requiring the person registering the nonviable birth to advise the parent that a certificate of nonviable birth is available and that the certificate of nonviable birth is a public record; requiring the request for a certificate of nonviable birth to be on a form prescribed by the department and to include certain information; providing requirements for the certificate of nonviable birth; authorizing a parent to request a certificate of nonviable birth regardless of the date on which the nonviable birth occurred; designating the refusal to issue a certificate of nonviable birth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of nonviable birth to calculate live birth statistics; prohibiting specified provisions from being used in certain civil actions; authorizing the department to adopt rules; amending s. 382.0255, F.S.; authorizing the department to collect fees for processing and filing a new certificate of nonviable birth; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 672**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 101** was withdrawn from the Committees on Health Policy; Judiciary; and Appropriations.

On motion by Senator Bean—

CS for CS for HB 101—A bill to be entitled An act relating to certificates of nonviable birth; creating the “Grieving Families Act”; amending s. 382.002, F.S.; providing a definition; amending 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to electronically receive a certificate of nonviable birth; authorizing certain health care practitioners and health care facilities to electronically file a registration of nonviable birth within a specified timeframe; amending s. 382.0085, F.S.; conforming a cross-reference; creating s. 382.0086, F.S.; requiring the Department of Health to issue a certificate of nonviable birth within a specified timeframe upon the request of a parent; requiring the person registering the nonviable birth to advise the parent that a certificate of nonviable birth is available, that the certificate of nonviable birth is a public record, and that certain information is exempt from disclosure; requiring the request for a certificate of nonviable birth to be on a form prescribed by the department and to include certain information; providing requirements for the certificate of nonviable birth; authorizing a parent to request a certificate of nonviable birth regardless of the date on which the nonviable birth occurred; designating the refusal to issue a certificate of nonviable birth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of nonviable birth to calculate live birth statistics; prohibiting specified provisions from being used in certain civil actions; authorizing the department to adopt rules; amending s. 382.0255, F.S.; authorizing the department to collect fees for processing and filing a new certificate of nonviable birth; providing an effective date.

—a companion measure, was substituted for **SB 672** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 101** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

SB 1094—A bill to be entitled An act relating to the Forensic Hospital Diversion Pilot Program; amending s. 916.185, F.S.; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in Okaloosa County in conjunction with the First Judicial Circuit in Okaloosa County; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1094** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing the Department of Agriculture and Consumer Services to oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences at the University of Florida and the Florida Agricultural and Mechanical University; authorizing the universities to develop the pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring each university to obtain the authorization of its board of trustees before implementing a pilot project; requiring pilot projects to comply with rules adopted by the department; requiring the department to adopt certain rules by a specified date; requiring the universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature within a specified timeframe; providing an effective date.

—was read the second time by title.

Senator Montford moved the following amendments which were adopted:

Amendment 1 (757174)—Delete lines 32-33 and insert:
pilot projects, and adopt rules as required under the Agricultural Act of 2014, 7 U.S.C. s. 5940, to implement this section, including rules for the certification and registration of sites used for growth or cultivation, for the Institute of Food and Agricultural Sciences at

Amendment 2 (940130) (with title amendment)—Delete lines 77-78 and insert:

(c) Provide proof of prior experience in or knowledge of, or demonstrate a strong interest in and commitment to, the cultivation, processing, manufacturing, or research of

And the title is amended as follows:

Delete line 12 and insert: defining terms; providing requirements for a qualified project partner; requiring each university to obtain

Pursuant to Rule 4.19, **CS for CS for SB 1726**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 1620—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.212, F.S.; specifying that the Florida Deceptive and Unfair Trade Practices Act does not apply to credit unions regulated by the Office of Financial Regulation or federal agencies; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1620**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1347** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Powell—

CS for HB 1347—A bill to be entitled An act relating to application of the Florida Deceptive and Unfair Trade Practices Act to credit unions; amending s. 501.212, F.S.; exempting credit unions from regulation under the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

—a companion measure, was substituted for **SB 1620** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1347** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bracy—

CS for CS for SB 1604—A bill to be entitled An act relating to the Department of Corrections; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time can be earned; amending s. 944.597, F.S.; revising provisions relating to training of a transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; amending s. 947.149, F.S.; defining the term "inmate with a debilitating illness"; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; providing criteria for eligibility; requiring the department to refer an eligible inmate for release; requiring the Commission on Offender Review to verify the referral; requiring that the department's referral for release include certain documents; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1604** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for CS for SB 1590—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the

funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1590** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 1452—A bill to be entitled An act relating to taximeters; amending s. 531.37, F.S.; revising the definition of the term "weights and measures"; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1452** was placed on the calendar of Bills on Third Reading.

CS for SR 1440—A resolution acknowledging the abuses experienced by children confined in the Arthur G. Dozier School for Boys and the Florida School for Boys at Okeechobee and expressing the Senate's regret for such abuses and its commitment to ensure that the children of this state are protected from the abuses and violations of fundamental human decency.

WHEREAS, the Florida State Reform School, also called the Florida Industrial School for Boys and later known as the Arthur G. Dozier School for Boys, referred to in this resolution as "Dozier School," was opened by the State of Florida in 1900 in Marianna to house children who had committed minor criminal offenses, such as incorrigibility, truancy, and smoking, as well as more serious offenses such as theft and murder, and

WHEREAS, many of the children who were sent to Dozier School were sentenced without legal representation before the court, often without a known basis for being sent to the school or a specific duration of confinement, and

WHEREAS, within the first 13 years of Dozier School's operation, six state-led investigations were conducted in response to reports of children being chained to walls in irons, severely beaten, and used for child labor, and

WHEREAS, throughout Dozier School's history, reports of abuse, suspicious deaths, and threats of closure plagued the school, and

WHEREAS, many former students of Dozier School have sworn under oath that they were beaten at a facility located on the school grounds known as the "White House," and

WHEREAS, a psychologist employed at Dozier School testified under oath at a 1958 United States Senate Judiciary Committee hearing that

boys at the school were beaten by an administrator, that the blows were severe and dealt with a great deal of force with a full arm swing over the head and down, that a leather strap approximately 10 inches long was used, and that the beatings were “brutality,” and

WHEREAS, a former Dozier School employee stated in interviews with law enforcement that, in 1962, several employees of the school were removed from the facility based upon allegations that they made sexual advances toward boys at the facility, and

WHEREAS, a forensic investigation funded by the Florida Legislature and conducted from 2013 to 2016 by the University of South Florida found incomplete records regarding deaths and burials that occurred at Dozier School between 1900 and 1960, and that families were often notified after the child was buried or denied access to their remains at the time of burial, and

WHEREAS, the excavations conducted as part of the forensic investigation yielded 55 burial sites, 24 more sites than reported in official records, and

WHEREAS, given the lack of documentation and contradictions in the historical record, questions persist regarding the identity of persons buried at Dozier School and the circumstances surrounding their deaths, and

WHEREAS, in 1955, the State of Florida opened a new reform school in Okeechobee, called the Florida School for Boys at Okeechobee, referred to in this resolution as “the Okeechobee School,” to address overcrowding at Dozier School, and staff of Dozier School were transferred to the Okeechobee School where similar practices were implemented, and

WHEREAS, many former students of the Okeechobee School have sworn under oath that they were beaten at a facility on school grounds known as the “Adjustment Unit,” and

WHEREAS, former Governor Claude Kirk toured Dozier School in 1968 and stated, “If one of your kids were kept in such circumstances, you’d be up there with rifles,” and

WHEREAS, Dozier School was closed in 2011 after investigations by the Florida Department of Law Enforcement and the Civil Rights Division of the United States Department of Justice, and

WHEREAS, more than 500 former students of Dozier School and the Okeechobee School have come forward with reports of physical, mental, and sexual abuse by school staff during the 1940s, 1950s, and 1960s, and resulting trauma that has endured throughout their adult lives, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate regrets that the treatment of boys who were sent to the Arthur G. Dozier School for Boys and the Okeechobee School was cruel, unjust, and a violation of human decency, and acknowledges this shameful part of the State of Florida’s history.

BE IT FURTHER RESOLVED that the Senate apologizes to the boys who were confined to Arthur G. Dozier School for Boys and the Okeechobee School and their family members for the wrongs committed against them by employees of the State of Florida.

BE IT FURTHER RESOLVED that the Senate expresses its commitment to ensuring that children who have been placed in the State of Florida’s care are protected from abuse and violations of fundamental human decency.

—was read the second time by title. On motion by Senator Rouson, **CS for SR 1440** was adopted and certified to the House.

CO-INTRODUCERS

On motion by Senator Rouson, the following Senators were recorded as co-introducers of **CS for SR 1440**.

The vote was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

SPECIAL GUESTS

Senator Rouson recognized “The White House Boys,” who were present in the gallery: Charles Fudge, George Fudge, Roy Fudge, Roy Conerly, Johnny Lee Gaddy, James Harley DeNyke, Jim Blount, John Bell, Robert Straley, Robert “Skip” St. Clair, Claude Robins, Bob Baxter, John Lawson, and Bryant Middleton. They attended the Arthur G. Dozier School for Boys.

On motion by Senator Passidomo—

CS for CS for CS for SB 660—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of final orders entered in bankruptcy cases; providing construction; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 660** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 496—A bill to be entitled An act relating to medical faculty and medical assistant certification; amending s. 456.013, F.S.; requiring the Department of Health to process certain applications for a temporary certificate using a personal identification number in lieu of a social security number under specified circumstances; amending s. 458.3137, F.S.; revising the circumstances under which a visiting physician may be issued a temporary certificate to obtain limited medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of institutions at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificate-holder to practice at certain specialty-licensed children’s hospitals; revising provisions to authorize the medical director of certain specialty-licensed children’s hospitals to request the provision of medical care and treatment in connection with education; amending s. 458.3485, F.S.; providing a requirement to earn a certified medical assistant credential; amending s. 483.291, F.S.; revising qualifications for employment as a medical assistant in a multiphasic health testing center; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 496**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 209** was withdrawn from the Committees on Health Policy; Education; and Rules.

On motion by Senator Brandes—

CS for CS for HB 209—A bill to be entitled An act relating to medical faculty and medical assistant certification; amending s. 456.013, F.S.; requiring the Department of Health to process certain applications for a temporary certificate using a personal identification

number in lieu of a social security number under specified circumstances; amending s. 458.3137, F.S.; revising the circumstances under which a visiting physician may be issued a temporary certificate to obtain limited medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of schools at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificateholder to practice at certain specialty-licensed children's hospitals; revising provisions to allow the medical director of certain specialty-licensed children's hospitals to request the provision of medical care and treatment in connection with education; amending s. 458.3485, F.S.; providing a requirement to earn a certified medical assistant credential; amending s. 483.291, F.S.; revising qualifications for employment as a medical assistant in a multiphasic health testing center; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 496** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 209** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 400** was deferred.

On motion by Senator Steube—

CS for SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding an exemption from public records requirements for the personal identifying and location information of certain firefighters and their spouses and children to include the personal identifying and location information of former firefighters and their spouses and children, and the names of spouses and children of current and former firefighters; specifying the application of s. 24(a), Article I of the State Constitution to the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1108** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

CS for SB 718—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 718**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 711** was withdrawn from the Committee on Rules.

On motion by Senator Powell, by two-thirds vote—

CS for HB 711—A bill to be entitled An act relating to vessel registrations; amending s. 328.72, F.S.; revising a reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons; deleting a registration date limitation; deleting an expiration date; providing an effective date.

—a companion measure, was substituted for **CS for SB 718** and read the second time by title.

On motion by Senator Powell, by two-thirds vote, **CS for HB 711** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Baxley	Bracy	Broxson
Bean	Bradley	Campbell
Benacquisto	Brandes	Clemens
Book	Braynon	Flores

Gainer	Mayfield	Simpson
Galvano	Montford	Stargel
Garcia	Passidomo	Steube
Gibson	Perry	Stewart
Grimsley	Powell	Thurston
Hutson	Rader	Young
Latvala	Rodriguez	
Lee	Simmons	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

HB 741—A bill to be entitled An act relating to Department of Business and Professional Regulation fees; amending s. 455.271, F.S.; revising the delinquency fee that a professional board or the department imposes on a delinquent status licensee; amending s. 553.721, F.S.; revising the surcharge that the department assesses on building permits; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **HB 741** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

CS for SB 1634—A bill to be entitled An act relating to residential elevators; amending s. 399.031, F.S.; requiring that an elevator controller be capable of monitoring the closed and locked contacts of the hoistway door locking device; requiring that the elevator controller be capable of interrupting the power for the motor and brake for a hoistway door locking device under certain circumstances; prohibiting an elevator car from being restarted until certain conditions are met; requiring a visual indicator to be visible at all landings under certain circumstances; deleting a requirement that the underside of the platform of an elevator car be equipped with a specified device; deleting requirements for such devices; deleting a requirement that manual reset of an elevator resume before downward motion is allowed; requiring the Florida Building Commission to adopt certain provisions relating to residential elevators into the Florida Building Code by a specified date; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **CS for SB 1634** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

CS for SB 1694—A bill to be entitled An act relating to support for parental victims of child domestic violence; amending s. 984.071, F.S.; deleting obsolete language; requiring the Department of Juvenile Justice, in collaboration with specified organizations, to develop and maintain updated information and materials regarding specified services and resources; requiring the department to make the information and materials available through specified means; amending s. 943.171, F.S.; requiring domestic violence training for law enforcement officers to include training concerning child-to-parent cases; providing an effective date.

—was read the third time by title.

On motion by Senator Rodriguez, **CS for SB 1694** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

Consideration of **CS for CS for SB 64** was deferred.

CS for HB 849—A bill to be entitled An act relating to concealed weapons and firearms on private school property; amending s. 790.115,

F.S.; providing that persons licensed to carry a concealed weapon and concealed firearm are not prohibited by specified laws from such carrying on certain private school property; providing an effective date.

—as amended April 19, was read the third time by title.

On motion by Senator Stargel, **CS for HB 849**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—22

Baxley	Galvano	Perry
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Broxson	Lee	Young
Flores	Mayfield	
Gainer	Passidomo	

Nays—13

Book	Gibson	Rouson
Bracy	Montford	Stewart
Braynon	Powell	Thurston
Campbell	Rader	
Clemens	Rodriguez	

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

CS for HJR 21—A joint resolution proposing an amendment to Section 27 of Article XII of the State Constitution to remove a future repeal of provisions in Section 4 of Article VII that limit the amount of annual increases in assessments, except for school district levies, of specified nonhomestead real property.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 27 of Article XII of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election:

ARTICLE XII

SCHEDULE

SECTION 27. Property tax exemptions and limitations on property tax assessments.—

(a) The amendments to Sections 3, 4, and 6 of Article VII, providing a \$25,000 exemption for tangible personal property, providing an additional \$25,000 homestead exemption, authorizing transfer of the accrued benefit from the limitations on the assessment of homestead property, and this section, if submitted to the electors of this state for approval or rejection at a special election authorized by law to be held on January 29, 2008, shall take effect upon approval by the electors and shall operate retroactively to January 1, 2008, or, if submitted to the electors of this state for approval or rejection at the next general election, shall take effect January 1 of the year following such general election. The amendments to Section 4 of Article VII creating subsections (g)(f) and (h)(g) of that section, creating a limitation on annual assessment increases for specified real property, shall take effect upon approval of the electors and shall first limit assessments beginning January 1, 2009, if approved at a special election held on January 29, 2008, or shall first limit assessments beginning January 1, 2010, if approved at the general election held in November of 2008. ~~Subsections (f) and (g) of Section 4 of Article VII are repealed effective January 1, 2019; however, the legislature shall by joint resolution propose an amendment abrogating the repeal of subsections (f) and (g), which shall be submitted to the electors of this state for approval or rejection at the~~

~~general election of 2018 and, if approved, shall take effect January 1, 2019.~~

(b) *The amendment to subsection (a) abrogating the scheduled repeal of subsections (g) and (h) of Section 4 of Article VII of the State Constitution as it existed in 2017, shall take effect January 1, 2019.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE XII, SECTION 27

LIMITATIONS ON PROPERTY TAX ASSESSMENTS.—Proposing an amendment to the State Constitution to permanently retain provisions currently in effect, which limit property tax assessment increases on specified nonhomestead real property, except for school district taxes, to 10 percent each year. If approved, the amendment removes the scheduled repeal of such provisions in 2019 and shall take effect January 1, 2019.

—was read the third time by title.

On motion by Senator Lee, **CS for HJR 21** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

Consideration of **HB 7067** and **HB 7045** was deferred.

CS for CS for SB 716—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform real property evaluations in connection with certain federally regulated transactions; requiring such appraisers to comply with certain standards; requiring the Florida Real Estate Appraisal Board to adopt rules; providing construction; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to a certain appraisal subcommittee; requiring the department to collect an annual fee from certain appraisal management companies and transmit the fee to such appraisal subcommittee; requiring the board to establish a certain procedure and adopt rules; amending s. 475.6235, F.S.; deleting an exception by which the board may grant a registration to a person otherwise deemed not qualified; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an application for renewal of an appraisal management company's registration on specified grounds; adding certain grounds for discipline by the board against appraisal management companies; re-

enacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made to s. 475.6245, F.S., in a reference thereto; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice for nonfederally related transactions; providing requirements and construction for such standards; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 716**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 927** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Passidomo, by two-thirds vote—

CS for CS for HB 927—A bill to be entitled An act relating to real estate appraisers; amending s. 475.451, F.S.; revising authorized methods of instruction and certain requirements for specified real estate practice courses; amending s. 475.611, F.S.; defining and redefining terms; amending s. 475.612, F.S.; authorizing appraisers to perform evaluations; requiring appraisers to comply with specified standards for evaluations; repealing s. 475.6175, F.S., relating to registered trainee appraisers; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to transmit a specified roster to an appraisal subcommittee; requiring the department and the Florida Real Estate Appraisal Board to collect an annual fee from certain appraisal management companies and transmit such fee to the appraisal subcommittee; requiring the board to adopt certain rules; amending s. 475.6235, F.S.; deleting an exception to a provision that deems a specified person unqualified for registration as an appraisal management company; revising applicability; amending s. 475.6245, F.S.; authorizing the board to deny an appraisal management company's registration renewal application; prohibiting an appraisal management company from requiring or attempting to require a client to sign a certain agreement; reenacting s. 475.626(1)(b), F.S., relating to violations and penalties, to incorporate the amendment made by the act to s. 475.6245, F.S., in a reference thereto; amending s. 475.628, F.S.; authorizing the board to adopt rules establishing certain standards of practice; reenacting s. 475.629, F.S., relating to retention of records, to incorporate the amendment made by the act to s. 475.611, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 716** and read the second time by title.

On motion by Senator Passidomo, by two-thirds vote, **CS for CS for HB 927** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

THE PRESIDENT PRESIDING

CS for SB 392—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for the Next Generation Sunshine State Standards to include financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits in electives; providing an effective date.

—as amended April 19, was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Latvala and Benacquisto offered the following amendment which was moved by Senator Latvala and adopted by two-thirds vote:

Amendment 1 (591912) (with title amendment)—Before line 34 insert:

Section 1. This act may be cited as the “Dorothy L. Hukill Financial Literacy Education Act.”

And the title is amended as follows:

Delete line 3 and insert: requirements; providing a short title; amending s. 1003.41, F.S.; revising the

CO-INTRODUCERS

On motion by the President, the following Senators were recorded as co-introducers of CS for SB 392.

The vote was:

Yeas—36

Table with 3 columns: Mr. President, Flores, Perry, Baxley, Gainer, Powell, Bean, Galvano, Rader, Benacquisto, Garcia, Rodriguez, Book, Gibson, Rouson, Bracy, Grimsley, Simmons, Bradley, Hutson, Simpson, Brandes, Latvala, Stargel, Braynon, Lee, Steube, Broxson, Mayfield, Stewart, Campbell, Montford, Thurston, Clemens, Passidomo, Young

Nays—None

On motion by Senator Garcia, CS for SB 392, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Flores, Perry, Baxley, Gainer, Powell, Bean, Galvano, Rader, Benacquisto, Garcia, Rodriguez, Book, Gibson, Rouson, Bracy, Grimsley, Simmons, Bradley, Hutson, Simpson, Brandes, Latvala, Stargel, Braynon, Lee, Steube, Broxson, Mayfield, Stewart, Campbell, Montford, Thurston, Clemens, Passidomo, Young

Nays—None

Vote preference:

April 27, 2017: Yea—Farmer

HB 7067—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 626.84195, F.S.; revising the definition of the term “proprietary business information” as used in an exemption from public record requirements relating to information provided by title insurance agencies and insurers to the Office of Insurance Regulation; removing the scheduled repeal of an exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, HB 7067 was passed and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Flores, Perry, Baxley, Gainer, Powell, Bean, Galvano, Rader, Benacquisto, Garcia, Rodriguez, Book, Gibson, Rouson, Bracy, Grimsley, Simmons, Bradley, Hutson, Simpson, Brandes, Latvala, Stargel, Braynon, Lee, Steube, Broxson, Mayfield, Stewart, Campbell, Montford, Thurston, Clemens, Passidomo, Young

Nays—None

Vote preference:

April 27, 2017: Yea—Farmer

HB 7045—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S., relating to an exemption from public record requirements for social security numbers and property identifiers contained in reports of unclaimed property; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, HB 7045 was passed and certified to the House. The vote on passage was:

Yeas—35

Table with 3 columns: Baxley, Gainer, Powell, Bean, Galvano, Rader, Benacquisto, Garcia, Rodriguez, Book, Gibson, Rouson, Bracy, Grimsley, Simmons, Bradley, Hutson, Simpson, Brandes, Latvala, Stargel, Braynon, Lee, Steube, Broxson, Mayfield, Stewart, Campbell, Montford, Thurston, Clemens, Passidomo, Young, Flores, Perry

Nays—None

Vote after roll call:

Yea—Mr. President

Vote preference:

April 27, 2017: Yea—Farmer

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Grimsley, by two-thirds vote, **SB 1074**, **SB 1286**, and **SB 1758** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **CS for SB 90**, **CS for SB 38**, and **CS for CS for SB 400** 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 Wednesday, April 26, 2017: **CS for SB 1136**, **SB 1390**, **SB 7002**, **CS for SB 90**, **CS for SB 38**, **CS for SB 102**, **CS for CS for SB 368**, **CS for CS for SB 1338**, **CS for CS for SB 370**, **CS for CS for SB 800**, **CS for CS for SB 890**, **CS for CS for SB 896**, **CS for CS for SB 430**, **SB 438**, **CS for SB 1224**, **CS for CS for SB 1272**, **SB 114**, **CS for CS for SB 182**, **SB 256**, **CS for CS for SB 414**, **CS for CS for SB 674**, **SB 672**, **SB 1094**, **CS for CS for SB 1726**, **SB 1620**, **CS for CS for SB 1604**, **CS for CS for SB 1590**, **CS for SB 1452**, **CS for SR 1440**, **CS for CS for CS for SB 660**, **CS for CS for SB 496**, **CS for CS for SB 400**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Rules recommends the following pass: **CS for SB 14**; **CS for SB 40**; **CS for SB 42**; **CS for SB 46**; **CS for CS for SB 110**; **CS for CS for SB 304**; **SB 314**; **CS for SB 328**; **CS for CS for SB 474**; **CS for CS for SB 492**; **CS for SB 616**; **SB 720**; **SB 762**; **CS for CS for SB 790**; **CS for CS for SB 830**; **SB 862**; **SB 914**; **CS for SB 1002**; **CS for SB 1084**; **CS for SB 1206**; **SB 1252**; **CS for SB 1348**; **SCR 1360**; **SB 1408**; **SB 1470**; **CS for SB 1520**; **SB 1622**; **CS for SB 1678**; **SB 7014**; **SB 7028**

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: **CS for CS for SB 150**; **SB 360**; **SB 714**; **CS for CS for SB 764**; **CS for SB 766**; **CS for SB 842**; **CS for SB 844**; **CS for SB 876**; **CS for SB 1018**; **SB 1670**

The Committee on Rules recommends committee substitutes for the following: **CS for CS for SB 190**; **CS for SB 198**; **CS for CS for SB 206**; **CS for CS for SB 466**; **CS for CS for SB 588**; **CS for SB 726**; **CS for SB 832**; **CS for CS for SB 840**; **CS for SB 1008**; **SB 1238**; **SB 1526**; **CS for SB 1682**

The bills with committee substitute attached were placed on the Calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Governmental Oversight and Accountability—

SB 7030—A bill to be entitled An act relating to retirement; creating s. 112.1816, F.S.; defining the term “firefighter”; establishing a presumption as to a firefighter’s condition or impairment of health caused by certain types of cancer he or she contracts in the line of duty; specifying criteria a firefighter must meet to be entitled to the presumption; requiring an employing agency to provide a physical examination for a firefighter; specifying circumstances under which the presumption does not apply; providing for applicability; amending s. 121.053, F.S.; authorizing renewed membership in the Florida Retirement System for retirees who are reemployed in a position eligible for the Elected Officers’ Class under certain circumstances; amending s. 121.055, F.S.;

providing for renewed membership in the retirement system for retirees of the Senior Management Service Optional Annuity Program who are reemployed on or after a specified date; closing the Senior Management Service Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S.; revising criteria for eligibility of payment of death benefits to the surviving children of a Special Risk Class member killed in the line of duty under specified circumstances; conforming a provision to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are reemployed on or after a specified date be renewed members in the investment plan; providing exceptions; specifying that creditable service does not accrue for employment during a specified period; prohibiting certain funds from being paid into a renewed member’s investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving specified disability benefits; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions to the renewed member’s investment plan account; providing for the transfer of contributions; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; prohibiting participation in the pension plan; providing that a retiree reemployed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program or State Community College System Optional Retirement Program is a renewed member of that program; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions; amending s. 121.4501, F.S.; revising definitions; revising a provision relating to acknowledgement of an employee’s election to participate in the investment plan; enrolling certain employees in the pension plan from their date of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; providing certain members with a specified time to choose participation in the pension plan or the investment plan; conforming provisions to changes made by the act; amending s. 121.591, F.S.; authorizing payment of death benefits to the surviving spouse or surviving children of a member in the investment plan; establishing qualifications and eligibility requirements for receipt of such benefits; prescribing the method of calculating the benefit; specifying circumstances under which benefit payments are terminated; amending s. 121.5912, F.S.; revising a provision regarding program qualification under the Internal Revenue Code and rulemaking authority, to conform to changes made by the act; amending s. 121.735, F.S.; revising allocations to fund line-of-duty death benefits for investment plan members, to conform to changes made by the act; requiring the Legislature to review specified cancer research programs by a certain date; revising employer contribution rates to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Steube—

CS for SB 14—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the Estate of Aaron Beauchamp, by the St. Lucie County School Board; providing for an appropriation to compensate the Estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

By the Committees on Appropriations; Judiciary; and Criminal Justice; and Senators Steube, Baxley, Passidomo, Artilles, and Mayfield—

CS for CS for CS for SB 150—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention

and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, violent offenses committed against specified officials, when sentences to be concurrent and when consecutive, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and noninstructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

By the Committees on Rules; Community Affairs; and Regulated Industries; and Senator Perry—

CS for CS for CS for SB 190—A bill to be entitled An act relating to alarm systems; amending s. 489.529, F.S.; providing an exclusion from the requirement for a verification call prior to alarm dispatch for specified premises under certain circumstances; requiring alarm monitoring companies to make reasonable efforts to inform certain customers of specified rights; amending s. 553.793, F.S.; redefining the term “low-voltage alarm system project” to include low-voltage electric fences; defining the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

By the Committees on Rules; and Environmental Preservation and Conservation; and Senators Stewart and Rodriguez—

CS for CS for SB 198—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the commission to receive specified vote totals for approval or modification; providing an effective date.

By the Committees on Rules; Banking and Insurance; and Judiciary; and Senators Passidomo and Brandes—

CS for CS for CS for SB 206—A bill to be entitled An act relating to wills and trusts; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524,

F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the electronic will subject to certain conditions; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust’s trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust’s interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to

invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; providing applicability; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committee on Appropriations; and Senators Stargel and Grimsley—

CS for SB 360—A bill to be entitled An act relating to a middle school study; requiring the Department of Education to solicit for a contract to conduct a comprehensive study of states with nationally recognized high-performing middle schools in reading and mathematics; specifying areas that must be reviewed in conducting the study; requiring a report to the Governor, the State Board of Education, and the Legislature by a specified time; providing for expiration; providing an appropriation; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Transportation; and Senators Hutson, Gainer, and Broxson—

CS for CS for CS for SB 466—A bill to be entitled An act relating to motor vehicle warranty repairs and recall repairs; amending s. 320.64, F.S.; prohibiting a manufacturer, factory branch, distributor, or importer from denying a claim of a motor vehicle dealer, reducing compensation to a motor vehicle dealer, or processing a chargeback to a motor vehicle dealer because of specified circumstances; creating s. 320.6407, F.S.; requiring a manufacturer, factory branch, distributor, or importer to compensate a motor vehicle dealer for a used motor vehicle under specified circumstances; providing retroactive applicability; specifying the purpose of a certain written statement; requiring the manufacturer, factory branch, distributor, or importer to pay the compensation within a specified timeframe after the motor vehicle dealer's application for payment; requiring such applications to be submitted monthly, as necessary, through the manufacturer's, factory branch's, distributor's, or importer's warranty application system or certain other system or process; providing for calculation of the amount of compensation; providing applicability; reenacting s. 320.6992, F.S., relating to applicability of specified provisions to systems of distribution of motor vehicles in this state, to incorporate s. 320.6407, F.S., as created by the act, in references thereto; providing an effective date.

By the Committees on Rules; Criminal Justice; and Health Policy; and Senator Passidomo—

CS for CS for CS for SB 588—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; amending s. 395.1041, F.S.; requiring hospitals that have an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, uses of professionals or specialists, and protocols; providing construction; creating s. 401.253, F.S.; authorizing certain entities to report controlled substance overdoses to the Department of Health; defining the term "overdose"; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring the department to produce a quarterly report and share the data with specified entities; providing for use of such data; providing an effective date.

By the Committee on Appropriations; and Senator Garcia—

CS for SB 714—A bill to be entitled An act relating to comprehensive transitional education programs; amending s. 393.0678, F.S.; authorizing the Agency for Persons with Disabilities to petition a court for the appointment of a receiver for a comprehensive transitional education program under certain circumstances; providing an effective date.

By the Committees on Rules; and Ethics and Elections; and Senators Powell and Campbell—

CS for CS for SB 726—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; authorizing an elector to vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the site's hours of operation; requiring the Division of Elections to adopt rules; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Governmental Oversight and Accountability; and Senator Baxley—

CS for CS for CS for SB 764—A bill to be entitled An act relating to an ad valorem tax exemption for first responders; amending s. 196.011, F.S.; specifying the information to be included in an application for certain tax exemptions; creating s. 196.102, F.S.; providing definitions; providing an exemption from ad valorem taxation for certain first responders under specified conditions; providing procedures for applying for the exemption; specifying requirements for documents that serve as prima facie evidence of entitlement to the exemption; providing that total and permanent disabilities resulting from cardiac events do not qualify for the exemption except when certain conditions are met; providing that applicants have a continuing duty to notify property appraisers of certain changes; providing that the exemption carries over to the benefit of surviving spouses under certain circumstances; providing requirements relating to the date of granting an exemption and the refund of excess taxes; providing a criminal penalty for knowingly or willfully giving false information to claim the exemption; specifying a deadline and procedures for applying for the exemption for the 2017 tax year; specifying procedures for petitioning a denial with the value adjustment board; authorizing the Department of Revenue to adopt emergency rules; providing retroactive operation; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Rodriguez, Young, and Farmer—

CS for CS for SB 766—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising the offenses of using a scanning device or reencoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on level 4 of the offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senator Young—

CS for CS for SB 832—A bill to be entitled An act relating to unmanned devices; amending s. 316.003, F.S.; revising and providing definitions; amending s. 316.008, F.S.; authorizing operation of personal delivery devices within a county or municipality under certain circumstances; providing construction; providing exceptions; creating s. 316.2071, F.S.; providing requirements for the operation of personal delivery devices; requiring specified insurance coverage; amending s. 320.01, F.S.; redefining the term "motor vehicle"; amending s. 320.02, F.S.; exempting personal delivery devices from certain registration and insurance requirements; amending ss. 324.021, and 324.022, F.S.; redefining the term "motor vehicle"; creating s. 330.41, F.S.; providing a short title; defining terms; providing that, except as provided in federal regulations, authorizations, or exemptions, the authority to regulate the operation of unmanned aircraft systems is vested in the state; prohi-

biting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing that the authority of local government to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems is not limited, subject to certain requirements; requiring persons seeking to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting a person from knowingly and willfully operating a drone over or allowing a drone to make contact with or come within a certain distance of certain critical infrastructure facilities; providing that such a violation is a misdemeanor punishable under specified provisions of ch. 775, F.S.; providing an exemption from specified prohibited acts; providing for future sunset of a certain requirement; providing construction; creating s. 330.411, F.S.; prohibiting a person from possessing or operating an unmanned aircraft or unmanned aircraft system with certain attached weapons or devices; amending s. 934.50, F.S.; providing that the use of a drone by a communications service provider or contractor is not prohibited under certain provisions of ch. 934, F.S.; amending ss. 316.2128, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Health Policy; and Senator Clemens—

CS for CS for CS for SB 840—A bill to be entitled An act relating to controlled substance prescribing; providing legislative findings; requiring that specified physicians who are registered with the United States Drug Enforcement Administration to prescribe controlled substances complete a continuing education course before a certain date; specifying requirements for the continuing education course; authorizing the course to be offered in a distance learning format; creating grounds for disciplinary actions for failure to meet the course requirements; providing that completion of the course is a condition of licensure renewal as of a certain date; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program database; specifying when a revised reporting requirement takes effect; providing effective dates.

By the Committees on Appropriations; and Transportation; and Senator Galvano—

CS for CS for SB 842—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 343.52, F.S.; defining the term “department”; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into, extending, or renewing certain contracts or agreements without the Department of Transportation’s approval of the authority’s expenditures; amending s. 343.58, F.S.; providing that certain funds constitute state financial assistance for specified purposes; requiring that certain funds be paid pursuant to a written agreement between the department and the authority; providing certain required terms for the written agreement between the department and the authority; authorizing the department to advance the authority certain funding, subject to certain requirements; requiring the authority to promptly provide the department with any additional documentation or information required by the department for its evaluation of the proposed uses of certain state funds; amending s. 341.302, F.S.; authorizing the department to agree to assume certain indemnification and insurance obligations under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Simmons and Baxley—

CS for CS for SB 844—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; providing that a person who willfully and knowingly excavates, exposes, moves, or removes the contents of a grave or tomb commits a felony; revising applicability; authorizing an owner, officer, employee, or agent of specified cemeteries to relocate the contents of a grave or tomb, subject to certain conditions; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Young, Bean, and Rouson—

CS for CS for SB 876—A bill to be entitled An act relating to health care practitioners; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department in intervention, in evaluating and treating professionals, in providing and monitoring continued care of impaired professionals, and in expelling professionals from the program; authorizing, instead of requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms to protect the health, safety, and welfare of the public; requiring consultants to assist the department and licensure boards on matters relating to impaired practitioners; making technical changes; requiring the department to refer practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances to encourage self-reporting; requiring consultants to disclose all information relating to practitioners who are terminated from the program for material noncompliance; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 401.411, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 455.227, F.S.; conforming provisions to changes made by the act; amending s. 456.0635, F.S.; providing that, under certain circumstances, a board or, if there is no board, the department, is not required to refuse to admit certain candidates to an examination, to issue a license, certificate, or registration to certain applicants, or to renew a license, certificate, or registration of certain applicants if they have successfully completed a pretrial diversion program; providing applicability; amending ss. 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, and 464.018, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 464.204, F.S.; conforming provisions to changes made by the act; amending ss. 465.016, 466.028, 467.203, 468.217, and 468.3101, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 474.221, F.S.; conforming provisions to changes made by the act; amending s. 483.825, F.S.; providing that certain persons may be reported to a consultant rather than the department under certain circumstances; creating s. 456.0495, F.S.; requiring licensed midwives and health care providers to report adverse incidents to the department within a certain period; requiring the department to adopt rules establishing guidelines for reporting specified adverse incidents; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senators Perry and Bradley—

CS for CS for SB 1008—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public

records requirements for the personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services pursuant to the Workers' Compensation Law; defining the term "personal identifying information"; specifying circumstances under which the department may disclose such information; requiring certain entities receiving such information to maintain the confidential and exempt status of such information; providing retroactive applicability; providing a criminal penalty for willful and knowing disclosure of such information to an unauthorized person or entity; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Grimsley and Galvano—

CS for CS for SB 1018—A bill to be entitled An act relating to pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying the authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term "reportable pollution release"; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of the release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring owners or operators to provide notice when a reportable pollution release migrates outside the property boundaries of the installation; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide the required notice; amending s. 376.3071, F.S.; providing an exception to prompt payment requirements to subcontractors and suppliers; amending s. 376.30713, F.S.; revising legislative findings; specifying that applicants for advanced cleanup of certain individual sites are not subject to application period limitations and need not pay a certain cost-sharing commitment; requiring applications by such applicants to be accepted on a first-come, first-served basis; providing that such applications are not subject to certain ranking provisions; specifying application requirements; providing construction; increasing the amount per year that the Department of Environmental Protection may use for advanced cleanup work; specifying expenditure limitations; revising duties of property owners and responsible parties with respect to voluntary cost-share agreements; amending s. 376.3078, F.S.; providing a statement of public interest; authorizing site assessments in advance of site priority ranking under certain circumstances; specifying criteria for sites to be eligible for such assessments; specifying what must be demonstrated through such assessments; specifying criteria for the assignment of assessment tasks; specifying funding limitations; specifying the prioritization of requests; amending s. 220.1845, F.S.; increasing the total amount of an authorization for tax credits; amending s. 376.30781, F.S.; increasing the total amount of tax credits the department is responsible for allocating; providing an effective date.

By the Committee on Rules; and Senator Bean—

CS for SB 1238—A bill to be entitled An act relating to utility investments in gas reserves; amending s. 366.04, F.S.; revising the jurisdiction of the Public Service Commission over public utilities to include the approval of cost recovery for certain gas reserve investments; requiring the commission to adopt, by rule, standards by which it will determine the prudence of such investments; requiring each public utility to file with the commission a comparison of all gas reserve projects entered into on behalf of the utility and any affiliate or subsidiary of the parent company as part of its risk management plan; specifying the requirements of the filing; requiring the use of a third-party auditor for audits of associated transactions for a gas reserve project; requiring a public utility entering into a gas reserves project to have a transportation path between the project and the utility's service territory;

specifying the accounting of the costs of any new transportation in the economic analysis of projects; providing an effective date.

By the Committee on Rules; and Senator Bracy—

CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

By the Committee on Appropriations; and Senator Latvala—

CS for SB 1670—A bill to be entitled An act relating to juvenile justice; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for a birth certificate issued to certain juvenile offenders; amending s. 985.25, F.S.; revising terminology; requiring that a child who meets specified criteria be placed in secure detention care until the child's detention hearing; amending s. 985.255, F.S.; revising terminology; providing an additional circumstance under which the court may order continued detention; providing criteria for a child to be a prolific juvenile offender; defining the term "arrest event"; specifying certain information and criteria that may be considered by a court only when determining whether a prolific juvenile offender should be held in secure detention; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in certain detention care under a special detention order until disposition; specifying time limitations for secure detention for a prolific juvenile offender; defining the term "disposition"; providing for the tolling of nonsecure detention care for an alleged violation of such detention care; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention care days served if a child violates nonsecure detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a residential commitment program until the placement or commitment is accomplished; deleting provisions specifying the maximum number of days a child may be placed in secure detention under certain circumstances; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child who is a prolific juvenile offender to be held within a specified period unless such child requests a delay; revising the circumstances under which an adjudication of delinquency for a felony disqualifies a person from possessing a firearm; providing a declaration of important state interest; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving BB guns, air or gas-operated guns, or electric weapons or devices, to incorporate the amendments made by the act to ss. 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., relating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.255(2), F.S., relating to detention criteria and hearings, to incorporate the amendment made by this act to s. 985.26, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing an appropriation; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senators Garcia, Rodriguez, and Artilles—

CS for CS for SB 1682—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an officer, director, or manager of a condominium association from soliciting, offering to accept, or accepting a kickback for which consideration has not

been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association or billed to the association; providing that use of such a debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing direction to the Department of Business and Professional Regulation; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time a recalled board member has to turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association's foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosure; authorizing a contract with a party providing maintenance or management services to be canceled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable if they do not meet specified notice requirements and terminate, subject to a certain condition; defining the term "relative"; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Health and Human Services Committee; and Representative Brodeur—

HB 7007—A bill to be entitled An act relating to state group insurance program; amending s. 110.123, F.S.; revising applicability of certain definitions; defining the term "plan year"; authorizing the state insurance program to include additional benefits; authorizing an employee to use a specified portion of the state's contribution to purchase additional program benefits and supplemental benefits under certain circumstances; providing for the program to offer health plans in specified benefit levels; requiring the Department of Management Services to develop a plan for implementation of the benefit levels; providing reporting requirements; providing for expiration of the implementation plan; creating s. 110.12303, F.S.; authorizing additional benefits to be included in the program; requiring the department to contract with at least one entity that provides comprehensive pricing and inclusive services for surgery and other medical procedures; providing contract and reporting requirements; requiring the department

to contract with an entity to provide enrollees with online information on health care services and providers; providing contract and reporting requirements; creating s. 110.12304, F.S.; directing the department to contract with an independent benefits consultant; providing qualifications and duties of the independent benefits consultant; providing reporting requirements; providing that the department shall determine and recommend premiums for enrollees for the 2018 plan year; providing requirements for the determination of premiums; requiring the department to submit premium rates to the Legislative Budget Commission by a specified date for review and approval; requiring premium rates to be consistent with the total budgeted amount for the program in the General Appropriations Act for the 2017-2018 fiscal year; providing an appropriation and authorizing positions; providing an effective date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 13, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Raburn—

CS for CS for CS for HB 13—A bill to be entitled An act relating to community redevelopment agencies; amending s. 163.356, F.S.; requiring a county or municipality, by resolution, to petition the Legislature to create a new community redevelopment agency; establishing procedures for selecting the community redevelopment agency governing body; providing reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; amending s. 163.370, F.S.; establishing procurement procedures; creating s. 163.371, F.S.; providing annual reporting requirements; requiring publication of notices of reports; requiring reports to be available for inspection in designated places; requiring a community redevelopment agency to post annual reports and boundary maps on its website; creating s. 163.3755, F.S.; requiring the creation of new community redevelopment agencies to occur by special act after a date certain; providing a phase-out period for existing community redevelopment agencies under specified circumstances; creating s. 163.3756, F.S.; providing legislative findings; requiring the Department of Economic Opportunity to declare inactive community redevelopment agencies that have reported no financial activity for a specified number of years; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring the Department of Economic Opportunity to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; authorizing the county or municipality that created the community redevelopment agency to determine the level of tax increment financing for the agency; revising requirements for the expenditure of the redevelopment trust fund proceeds; revising requirements for the annual budget of a community redevelopment agency; requiring municipal community redevelopment agencies to provide annual budget to county commission; specifying allowed expenditures from the annual budget; revising requirements for use of moneys in the redevelopment trust fund for specific redevelopment projects; revising requirements for the annual audit; requiring the audit to be included with the financial report of the county or municipality that created the community redevelopment agency; amending s. 218.32, F.S.; requiring county and municipal governments to submit community redevelopment agency annual audit reports as part of an annual report; revising criteria for finding that a county or municipality failed to file a report; requiring the Department of Financial Services to provide to the Department of Economic Opportunity a list of community redevelopment agencies with no revenues, no expenditures, and no debts; providing an effective date.

—was referred to the Committees on Community Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 49 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Eagle—

CS for CS for HB 49—A bill to be entitled An act relating to ad valorem taxation; creating s. 196.2003, F.S.; providing definitions; authorizing certain property damaged or destroyed by a natural disaster in 2016 to receive an abatement of certain property taxes; specifying procedures for a property owner to use in applying for an abatement of taxes; requiring a property appraiser to investigate the statements contained in applications that are submitted; specifying procedures for a property appraiser to use in notifying the tax collector when an applicant is entitled to an abatement; providing duties of the tax collector relating to determining the amount of the disaster relief credit; requiring the tax collector to reduce taxes in specified manner; requiring the tax collector to notify the Department of Revenue and the local governing boards of reduction in taxes; prohibiting uninhabitable residential improvements from having any value placed thereon; providing retroactive applicability; providing for expiration; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 139 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Ways & Means Committee and Representative(s) Ingoglia, Avila, Donalds, Eagle, Gruters, Massullo—

CS for CS for HB 139—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; requiring local government discretionary sales surtax referenda to be held on the date of a primary or general election; requiring such referenda to be approved by a specified percentage of voters for passage; defining the term "revenue neutral"; requiring public notice of intent to levy a revenue neutral local government discretionary sales surtax; prohibiting certain entities from increasing taxes that were reduced when discretionary sales surtax was levied for a specified period; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 141 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Careers & Competition Subcommittee and Representative(s) Stevenson, Raschein, Payne—

CS for HB 141—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; providing limitations on retail sales by craft distilleries to consumers; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 185 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Agriculture & Natural Resources Appropriations Subcommittee, Natural Resources & Public Lands Subcommittee and Representative(s) Lee, Albritton, Alexander, Asencio, Baez, Berman, Brodeur, Cortes, J., Davis, Diamond, Harrell, Jenne, Massullo, Newton, Nuñez, Payne, Pigman, Ponder, Raburn, Raschein, Silvers, Watson, B., Watson, C., Williams—

CS for CS for CS for HB 185—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection, in consultation with the Department of Children and Families, to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 211 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Latvala—

CS for HB 211—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; deleting the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state register such cosmetic biennially with the Department of Business and Professional Regulation; amending s. 499.041, F.S.; revising the annual fee for a cosmetic manufacturing permit; conforming provisions to changes made by the act; amending ss. 499.003 and 499.051, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 249, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Rommel, Lee, Duran, Gruters, Harrell—

CS for CS for HB 249—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; creating s. 401.253, F.S.; permitting certain entities to report controlled substance overdoses to the Department of Health; defining the term "overdose"; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring sharing of data with specified entities; providing for use of such data; amending s. 395.1041, F.S.; requiring a hospital with an emergency department to develop a best practices policy to promote the prevention of unintentional drug over-

doses; authorizing the policy to include certain processes, guidelines, and protocols; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 293 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee and Representative(s) Burton, Fine, Fischer, Jones, Killebrew, Ponder—

CS for CS for HB 293—A bill to be entitled An act relating to middle grades; requiring the Department of Education to solicit for a contract to conduct a comprehensive study of states with nationally recognized high-performing middle schools in reading and mathematics; requiring a report to the Governor, the State Board of Education, and the Legislature by a specified time; providing for expiration; amending s. 1003.4156, F.S.; deleting requirements related to the career and education planning course for middle grades promotion; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 351 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Rommel, Donalds—

CS for HB 351—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, vice president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, vice president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing qualifications of, or any compensation framework to be offered to, such potential applicants that would disclose personal identifying information of an applicant or potential applicant; providing for applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 421 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Shaw—

CS for CS for HB 421—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing certain business entities to join self-insurance funds participated in by certain public housing authorities for a specified purpose; authorizing reinsurance companies to issue coverage directly to certain self-insuring entities organized by a public housing authority under certain circumstances; specifying that such entities are considered insurers under

certain circumstances; requiring that reinsurance contracts issued to such entities receive the same tax treatment as contracts issued to insurance companies; revising construction; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 435, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Raulerson, Moraitis—

CS for CS for HB 435—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term "financial institution" to include international trust entities and qualified limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term "home-country supervisor"; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term "international trust company representative office"; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing permissible activities for international bank agencies; amending s. 663.062, F.S.; providing permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information to create part III of ch. 663, F.S., entitled "International Trust Company Representative Offices"; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to inter-

national trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity's foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625, F.S.; adding prohibited activities of representatives and employees of an international trust company representative office; providing permissible activities of such offices; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity's expense; creating s. 663.412, F.S.; prohibiting an international trust entity from continuing to conduct business in this state under certain circumstances; authorizing the office to permit an international trust company representative office to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information to create part IV of ch. 663, F.S., entitled "Qualified Limited Service Affiliates of International Trust Entities"; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and prohibited activities of a qualified limited service affiliate; requiring specified notices to be posted on an international trust entity's or qualified limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; requiring certain persons or entities to qualify as qualified limited service affiliates by a specified date or cease doing business in this state; permitting certain persons or entities to remain open and in operation under certain circumstances; amending s. 663.532, F.S., as created by this act; specifying qualification notice requirements; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; requiring the office to make investigation of specified persons upon the filing of a completed qualification notice; requiring the office to approve a qualification only if certain conditions are met; providing factors for the office to consider when evaluating a previous offense or violation committed by, or a previous fine or penalty imposed on, specified persons; providing that qualifications are not transferable or assignable; creating s. 663.5325, F.S.; providing that a qualified limited service affiliate is not required to produce certain

books and records under certain circumstances; providing applicability; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to qualified limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring qualified limited service affiliates to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the qualified limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a qualified limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of qualified limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of qualification for certain purposes; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a qualified limited service affiliate's qualification; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a qualified limited service affiliate to renew its qualification biennially; specifying requirements for the renewal qualification; reenacting s. 663.16, F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 437 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Raulerson—

CS for CS for HB 437—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or qualified limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials supplied by governmental agencies are exempt from Section 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and qualified limited service affiliates, as made by CS/CS/HB 435, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 439 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raulerson—

HM 439—A memorial to the Congress of the United States, urging Congress to propose to the states an amendment to the Constitution of

the United States, for submission to the several states, which would require a federal regulation be adopted by a majority vote of both houses of Congress if opposed by a specified percentage of the membership of either house.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 465 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Raburn, Watson, C.—

CS for CS for HB 465—A bill to be entitled An act relating to firefighters; creating s. 633.415, F.S.; providing for the designation as a Lifetime Firefighter; providing requirements for such designation; providing responsibilities of the Division of State Fire Marshal within the Department of Financial Services; authorizing the division to investigate convictions or disqualifying events concerning Lifetime Firefighters; authorizing the division to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 585 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) McClain—

CS for CS for HB 585—A bill to be entitled An act relating to governance of banks and trust companies; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; providing an effective date.

—was referred to the Committees on Banking and Insurance; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 587 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Beshears, Jacobs, Leek, Raschein—

CS for HB 587—A bill to be entitled An act relating to nonnative animals; creating s. 379.2311, F.S.; defining the terms "pet dealer" and "priority invasive species"; requiring the Fish and Wildlife Conservation Commission to establish a pilot program for the eradication of priority invasive species; providing legislative findings; providing goals for the pilot program; authorizing the commission to enter into specified contracts; specifying parameters for the implementation of the pilot program; specifying procedures for capture and disposal of the animals; requiring the commission to submit a report to the Governor and the Legislature by a specified date; requiring certain nonnative species to be implanted with a passive integrated transponder before sale, resale, or being offered for sale by a pet dealer; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 655 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Porter, Plasencia, Fischer—

HB 655—A bill to be entitled An act relating to exceptional student instruction; amending s. 1003.57, F.S.; prohibiting certain school districts from declining to provide or contract for certain students' educational instruction; providing for funding of such students; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 689 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Ways & Means Committee, Careers & Competition Subcommittee and Representative(s) Burton—

CS for CS for CS for HB 689—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco; amending s. 561.11, F.S.; revising the power and authority of the division to include appointment of division personnel; requiring that certain personnel be assigned to the Selected Exempt Service; amending s. 561.17, F.S.; authorizing the Agency for Health Care Administration to certify that an alcoholic beverage license applicant's place of business meets sanitary requirements; amending s. 561.20, F.S.; revising provisions relating to special licenses to sell alcoholic beverages for licensed caterers; making technical changes; amending s. 561.331, F.S.; removing the fee for transferring or changing the location of a temporary beverage license; amending s. 562.13, F.S.; authorizing minors employed by specified businesses to sell beer and wine under certain circumstances; amending s. 564.01, F.S.; revising a definition; amending s. 565.03, F.S.; revising requirements for an annual state license tax for a distillery and craft distillery; providing an effective date.

—was referred to the Committees on Regulated Industries; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 707, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Spano, Metz, Roth—

CS for CS for HB 707—A bill to be entitled An act relating to voter registration list maintenance; amending s. 98.075, F.S.; authorizing the Department of State to enter into certain interstate agreements or to become a member of a nongovernmental entity to verify voter registration information; establishing requirements for participation in such agreements or memberships; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State; establishing reporting requirements; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 709 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Spano—

CS for CS for HB 709—A bill to be entitled An act relating to public records; amending s. 98.075, F.S.; creating a public record exemption for certain information received by the Department of State from another state that is confidential or exempt pursuant to the laws of that state; providing for release of such information to specified persons; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 747 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Stark—

CS for CS for HB 747—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisors, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 763 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Grant, M., Grall, Jones—

CS for HB 763—A bill to be entitled An act relating to access to health care practitioner services; amending s. 456.013, F.S.; exempting physicians who provide a certain number of hours of pro bono services from continuing education requirements; amending s. 458.310, F.S.; revising the eligibility criteria for a restricted license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 458.3105, F.S.; establishing a registration program for volunteer retired physicians; providing eligibility criteria for such registration; requiring biennial renewal of registration; authorizing the Department of Health to waive certain fees; authorizing the Board of Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations; amending s. 458.311, F.S.; revising the physician licensure criteria applicable to Canadian applicants; amending s. 458.319, F.S.; requiring the department to waive a physician's license renewal fee under certain circumstances; creating s. 459.00751, F.S.; providing legislative intent; authorizing the Board of Osteopathic Medicine to issue a restricted license to qualified applicants; providing eligibility criteria for such license; prohibiting licensure if a restricted licensee breaches the terms of an employment contract; creating s. 459.00752, F.S.; establishing a registration program for volunteer retired osteopathic physicians; providing eligibility criteria for such registration; requiring biennial renewal of registration; authorizing the Department of Health to waive certain fees; authorizing the Board of Osteopathic Medicine to deny, revoke, or impose restrictions or conditions on a registration for certain violations; amending s. 459.008, F.S.;

requiring the department to waive an osteopathic physician's license renewal fee under certain circumstances; amending s. 766.1115, F.S.; revising the definition of the term "low-income" for purposes of the Access to Health Care Act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 813, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Lee—

CS for CS for HB 813—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood on a flexible basis; revising applicability; exempting certain surplus lines insurers from a diligent-effort requirement under certain circumstances; extending the expiration date of the exemption under certain conditions; revising applicability of certain notification and filing requirements; requiring agents to provide certain written notice to be signed by applicants when procuring private flood insurance policies for properties currently insured under the National Flood Insurance Program; requiring the agent to obtain the signed written notice from the applicant within a specified period; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 833, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Appropriations Subcommittee and Representative(s) Sullivan, Fischer, Leek, Ponder—

CS for HB 833—A bill to be entitled An act relating to student eligibility for K-12 virtual instruction; amending s. 1002.37, F.S.; revising eligibility requirements for specified students to receive part-time instruction at the Florida Virtual School; removing provisions requiring the Auditor General to conduct an operational audit of the Florida Virtual School; amending s. 1002.45, F.S.; revising student eligibility and participation requirements for virtual instruction programs; amending s. 1002.455, F.S.; authorizing all students, including home education and private school students, to participate in specified virtual instruction options; deleting the eligibility criteria for a student to participate in virtual instruction; amending s. 1003.4282, F.S.; revising the options that a district school board or charter school governing board may offer for a student to satisfy certain online course requirements; amending ss. 1002.33, 1003.498, and 1011.62, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 837 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Raburn—

CS for CS for HB 837—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; providing conditions in which claims will be late-filed; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; providing definitions; providing applicability; requiring that specified large deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting specified claims; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 859 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Higher Education Appropriations Subcommittee, Post-Secondary Education Subcommittee and Representative(s) Mariano—

CS for CS for HB 859—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in the State Authorization Reciprocity Agreement (SARA) for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to collect annual fees from Florida SARA institutions based on total full-time equivalent enrollment; requiring the council to submit an annual report to the Governor and Legislature by a specified date; providing for deposit of such fees into a specified trust fund; specifying that such fees are nonrefundable unless paid in error; authorizing the council to revoke a Florida SARA institution's participation for noncompliance; authorizing such institution to withdraw from participation in the SARA after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the SARA; amending s. 1005.31, F.S.; authorizing the solicitation of prospective students for enrollment in certain postsecondary educational institutions; amending s. 1010.83, F.S.; requiring that the Institutional Assessment Trust Fund administered by the department consist of certain fees; requiring the department to maintain separate accounts within such trust fund for specified operations; authorizing the use of funds from such trust fund for certain expenses related to administration of the SARA; providing an appropriation; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 899 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Stevenson—

CS for HB 899—A bill to be entitled An act relating to comprehensive transitional education programs; amending s. 393.0678, F.S.; authorizing the Agency for Persons with Disabilities to petition for the appointment of a receiver for a comprehensive transitional education program; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 909 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Goodson—

CS for CS for HB 909—A bill to be entitled An act relating to building code administrators and inspectors; amending s. 468.603, F.S.; revising definitions; amending s. 468.609, F.S.; revising eligibility requirements for the examination for certification as a building code inspector or plans examiner to include an internship certification program; removing an eligibility condition from provisions related to provisional certificates; requiring the Florida Building Code Administrators and Inspectors Board to establish rules; amending s. 468.617, F.S.; authorizing specified entities to contract for the provision of building code administrator and building official services; amending s. 553.791, F.S.; conforming provisions; revising a definition; amending ss. 468.609, 471.045, and 481.222; conforming cross-references; providing an effective date.

—was referred to the Committees on Community Affairs; Regulated Industries; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 911, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Shaw—

CS for CS for HB 911—A bill to be entitled An act relating to insurance adjusters; amending s. 626.015, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; redefining the term "public adjuster"; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the method for an insured or claimant to provide certain notice to an insurer; providing construction relating to certain limitations on insurance claim payments and public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance claim; conforming a cross-reference; prohibiting persons from conducting certain activities relating to insurance claims; providing an exception for attorneys and public adjusters; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term "all-lines adjuster"; creating s. 626.8561, F.S.; defining the term "public adjuster apprentice"; amending s. 626.8584, F.S.; redefining the term "nonresident all-lines adjuster"; amending s. 626.861, F.S.; revising construction relating to employees of an insurer; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; requiring public adjuster apprentices to be appointed, rather than licensed, by the department; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters who supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of public adjuster apprentices; conforming provisions to changes made by the act; amending s. 626.8695, F.S.; revising requirements for designating primary adjusters; redefining the term "primary adjuster"; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm location conducting insurance business under certain circumstances; revising procedures for an adjusting firm to determine a person's current licensure status; repealing s. 626.872, F.S., relating to all-lines adjuster temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue adjuster licenses in the event of catastrophes or emergencies; amending s. 626.875, F.S.; revising the minimum time period in a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters, all-lines adjusters, and appointed independent adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 937, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Tourism & Gaming Control Subcommittee and Representative(s) Sullivan, Albritton—

CS for CS for HB 937—A bill to be entitled An act relating to warnings for lottery games; amending s. 24.107, F.S.; requiring the Department of the Lottery to provide a specified warning in advertisements or promotions of lottery games; amending s. 24.111, F.S.; requiring contracts entered into between the department and a vendor of lottery tickets to include a provision that requires the vendor to place or print a specified warning on all lottery tickets; specifying requirements for specified warning; amending s. 24.112, F.S.; requiring contracts entered into between the department and a retailer of lottery tickets to include a provision that requires the retailer to prominently display a sign, provided by the department, with a specified warning at the point of sale; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 961 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee and Representative(s) Nuñez—

CS for CS for HB 961—A bill to be entitled An act relating to expressway authority revenue; amending s. 348.0004, F.S.; requiring an authority to reduce tolls paid by SunPass customers; requiring transfer of a certain amount of surplus revenues from an authority to a county for certain projects; requiring approval by the board of county commissioners of the expenditure of transferred funds; authorizing projects to be implemented through partnership or contract; authorizing transferred funds to be considered a local match for federal or state funds; requiring a report to the Legislature; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 987 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Careers & Competition Subcommittee and Representative(s) Gruters, Bileca, Killebrew, Raulerson, Richardson, Stevenson—

CS for HB 987—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 989, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Quality Subcommittee and Representative(s) Donalds, Ahern, Albritton, Antone, Avila, Caldwell, Combee, Eagle, Fine, Fischer, Fitzenhagen, Gruters, McClain, Miller, A., Pigman, Plakon, Renner, Rodrigues, Rommel, Roth, Santiago, Stone—

CS for CS for HB 989—A bill to be entitled An act relating to instructional materials; amending s. 1006.28, F.S.; providing definitions; revising provisions relating to a district school board's responsibilities relating to instructional materials; requiring a school district to maintain certain information on its website; allowing a resident of a county to challenge the use or adoption of instructional materials; revising the requirements relating to the district school board process for objecting to or appealing the use or adoption of instructional materials; requiring a school district to discontinue use of materials under certain circumstances; requiring sufficient procedural protections for a public hearing relating to a challenge to the adoption of instructional materials; requiring a school district to provide access to school library materials upon written request; conforming a cross-reference; amending s. 1006.283, F.S.; revising the requirements for an instructional materials adoption public hearing; amending s. 1006.31, F.S.; revising the requirements for evaluation of instructional materials to conform to changes made by the act; amending s. 1006.40, F.S.; revising provisions relating to the use of the instructional materials allocation to conform to changes made by the act; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 993 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Magar—

CS for CS for HB 993—A bill to be entitled An act relating to the state employees' prescription drug program; amending s. 110.1228, F.S.; providing a definition; expanding eligibility for participation in the state group health insurance program and the prescription drug coverage program to include water management districts; conforming provisions to changes made by the act; amending s. 373.605, F.S.; conforming provisions to changes made by the act; amending s. 110.12315, F.S.; requiring the Department of Management Services to implement formulary management cost-saving measures; providing requirements for such measures; amending ch. 99-255, Laws of Florida; removing a provision that prohibits the department from implementing a restricted prescription drug formulary or prior authorization program in the state employees' prescription drug program; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1031 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Altman, Porter, Raschein—

HB 1031—A bill to be entitled An act relating to marine turtle protection; amending s. 921.0022, F.S.; ranking and revising the description of criminal violations of the Marine Turtle Protection Act in the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committees on Criminal Justice; Environmental Preservation and Conservation; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1051 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Ponder, Williams—

HB 1051—A bill to be entitled An act relating to the Forensic Hospital Diversion Pilot Program; amending s. 916.185, F.S.; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in Okaloosa County in conjunction with the First Judicial Circuit in Okaloosa County; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1081 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Ingolia—

CS for CS for HB 1081—A bill to be entitled An act relating to mortgage lending; amending s. 494.001, F.S.; revising the definition of the term "mortgage loan"; amending s. 494.00115, F.S.; providing a definition for the term "hold himself or herself out to the public as being in the mortgage lending business"; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1111, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee and Representative(s) Plasencia—

CS for HB 1111—A bill to be entitled An act relating to teacher certification; amending s. 1012.56, F.S.; requiring the Department of Education to issue a temporary educator certificate within a specified period; requiring the department to provide electronic notice of the issuance of a temporary certificate to specified entities; requiring the department to provide the applicant an official statement of status of eligibility upon issuance of a temporary certificate; providing content requirements for the statement of status of eligibility; revising the criteria instructional personnel must meet to be issued a professional certificate; providing that an applicant for professional certification is not required to take or pass a specified examination under certain circumstances; requiring the department to provide electronic notification of the expiration of a temporary educator certificate; requiring the State Board of Education to adopt rules providing for the extension of a temporary educator certificate for a specified period under certain circumstances; authorizing charter schools and charter management organizations to develop a professional development certification and education competency program; revising program requirements; requiring the department to adopt standards for the approval of such programs by a specified date; providing requirements for such standards; requiring each school district and charter school to submit its program for approval by a specified date; providing that certification requirements may not be met in a program that is not approved by the department after a specified date; amending s. 1001.215, F.S.; revising the duties of the Just Read, Florida! Office; amending s. 1004.04, F.S.; revising core curricula requirements for certain teacher preparation programs to include certain reading instruction and interventions; amending s. 1004.85, F.S.; requiring certain educator preparation institutes to provide evidence of specified reading instruction as a condi-

tion of program approval and continued approval; amending s. 1012.585, F.S.; revising requirements for renewal of professional teaching certificates; amending s. 1012.586, F.S.; authorizing the department to recommend consolidation of endorsement areas and requirements for endorsements for teacher certificates; requiring the department to review and make recommendations regarding certain subject coverage or endorsement requirements; providing construction; amending s. 1012.98, F.S.; revising duties and requirements for implementation of the School Community Professional Development Act; revising the activities designed to implement the school community professional development act to include specified training relating to a professional development certification and education competency program; revising requirements for school district professional development systems; requiring the department to disseminate professional development programs that meet specified criteria; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1121 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson, Gruters, Peters—

CS for CS for HB 1121—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term "legal father" and redefining the term "parent"; amending s. 39.202, F.S.; providing that confidential records held by the department concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child's legal father at the shelter hearing; specifying what types of information fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a legal father's identity in such inquiry; requiring the diligent search to determine a parent's or prospective parent's location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child home with an in-home safety plan; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rule-

making authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father's identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 39.53025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term "child welfare trainer"; providing rulemaking authority; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending ss. 39.524, 39.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1123 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Drake, Daniels, Gruters—

CS for HB 1123—A bill to be entitled An act relating to fee and surcharge reductions; amending s. 113.01, F.S.; deleting the fee for a commission of an elected officer by the Governor; amending s. 206.41, F.S.; deleting the fee for a claim for refund of the tax on motor fuel; amending s. 212.18, F.S.; deleting a registration fee for certain dealers or businesses; amending s. 319.32, F.S.; exempting a surviving spouse from the fee to transfer a motor vehicle title; amending ss. 322.051 and 322.14, F.S.; deleting fees for adding the word "Veteran" to an identification card or driver license; amending s. 322.21, F.S.; exempting veterans from the fee for an original commercial driver license; exempting certain persons from the fee for an identification card; amending s. 455.271, F.S.; revising provisions relating to imposition and amount of a delinquency fee for licensees regulated by the Department of Business and Professional Regulation; amending s. 488.03, F.S.; reducing fees for application, licensure, and renewal of licensure to operate a driver school; amending s. 553.721, F.S.; reducing the amount of the surcharge assessed by the department on Florida Building Code permit fees; amending ss. 15.09, 212.0596, and 319.28, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1139 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Davis, Asencio, Cortes, J., Jacobs, Lee, Mercado, Newton, Watson, B.—

HB 1139—A bill to be entitled An act relating to minority teacher education scholars; amending s. 1009.60, F.S.; revising eligibility cri-

teria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising the scholar awards on which the Florida Fund for Minority Teachers, Inc.'s budget projection to the Department of Education must be based; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1143 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Natural Resources & Public Lands Subcommittee and Representative(s) Jacobs, Abruzzo, Baez, Berman, DuBose, Duran, Edwards, Geller, Harrell, Jones, Moraitis, Moskowitz, Raschein, Richardson, Russell, Silvers, Slosberg, Stark, Willhite—

CS for HB 1143—A bill to be entitled An act relating to coral reefs; establishing the Southeast Florida Coral Reef Ecosystem Conservation Area; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1169 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Sprowls—

HB 1169—A bill to be entitled An act relating to transportation facility designations; providing honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1175 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Diaz, M.—

CS for CS for HB 1175—A bill to be entitled An act relating to motor vehicle manufacturers and dealers; amending s. 320.64, F.S.; providing that a motor vehicle dealer who constructs or alters sales or service facilities in reliance upon a program or incentive offered by an applicant or licensee is deemed to be in compliance with certain requirements for a specified period; specifying eligibility for benefits under a revised or new program, standard, policy, bonus, incentive, rebate, or other benefit; providing construction; authorizing denial, suspension, or revocation of the license of an applicant or licensee who establishes certain performance measurement criteria that have a material or adverse effect on motor vehicle dealers; requiring an applicant, licensee, or common entity, or an affiliate thereof, under certain circumstances and upon the request of the motor vehicle dealer, to describe in writing to the motor vehicle dealer how certain performance measurement criteria were designed, calculated, established, and uniformly applied; reenacting s. 320.6992, F.S., relating to provisions that apply to all systems of distribution of motor vehicles in this state, to incorporate the amendment made to s. 320.64, F.S., in references thereto; reenacting ss. 320.60, 320.605, 320.61, 320.615, 320.62, 320.63, 320.6403, 320.6405, 320.641, 320.6412, 320.6415, 320.642, 320.643, 320.644, 320.645,

320.646, 320.664, 320.67, 320.68, 320.69, 320.695, 320.696, 320.697, 320.6975, 320.698, 320.699, 320.69915, and 320.70, F.S., to incorporate the amendment made to s. 320.64, F.S.; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1201 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Gonzalez—

CS for CS for HB 1201—A bill to be entitled An act relating to the Department of Corrections; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time may be earned; amending s. 944.597, F.S.; revising provisions relating to training of transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1203 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Gonzalez—

HB 1203—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain

entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1205, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) Stevenson—

CS for HB 1205—A bill to be entitled An act relating to viatical settlement contracts; amending s. 626.9911, F.S.; defining the terms "fraudulent viatical settlement act" and "stranger-originated life insurance practice" for purposes of provisions relating to the Viatical Settlement Act; amending ss. 626.9924 and 626.99245, F.S.; conforming cross-references; amending s. 626.99275, F.S.; providing additional prohibited acts related to viatical settlement contracts; amending s. 626.99287, F.S.; extending the period in which viatical settlement contracts are void and enforceable under certain circumstances; revising conditions and requirements in which viatical settlement contracts entered into within a specified time period are valid and enforceable; deleting provisions related to the transfer of insurance policies or certificates to viatical settlement providers; creating s. 626.99289, F.S.; providing that specified acts and transactions relating to stranger-originated life insurance practices are void and unenforceable; creating s. 626.99290, F.S.; authorizing a life insurer to contest policies obtained through such practices; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1225 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Fitzenhagen—

CS for CS for HB 1225—A bill to be entitled An act relating to the Division of Administrative Hearings; amending s. 110.205, F.S.; revising positions at the division that are exempt from the Career Service System; amending s. 120.65, F.S.; requiring the Administration Commission to select from full-time administrative law judges employed with the division in appointing a division director; removing the requirement that the division director is subject to Senate confirmation; deleting provisions regarding minimum qualifications of the division director and deputy chief administrative law judges; prohibiting an administrative law judge from engaging in the private practice of law during his or her term of office; requiring the Governor and Cabinet to appoint administrative law judges from nominees recommended by a statewide nominating commission unless otherwise provided; specifying the composition and term lengths of members of the commission; providing that meetings and determinations of the commission are open to the public; specifying term lengths of administrative law judges; prescribing procedures for the commission to review a judge's performance before the expiration of a term; requiring the Governor and Cabinet to take certain action regarding a judge after the commission's review; providing for initial appointments of administrative law judges and staggered terms; providing transitional provisions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1231 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Ways & Means Committee, Agriculture & Property Rights Subcommittee and Representative(s) Raburn, Albritton, McClain—

CS for CS for CS for HB 1231—A bill to be entitled An act relating to agricultural practices; amending s. 320.08, F.S.; revising the circumstances under which a truck tractor used for hauling forestry products and equipment is eligible for a specified license plate fee; revising the circumstances under which a truck tractor or heavy truck engaged in transporting certain agricultural or horticultural products is eligible for a restricted license plate for a fee; amending s. 487.041, F.S.; deleting a requirement that registrants pay a supplemental fee for pesticides that contain an active ingredient for which the United States Environmental Protection Agency has established a food tolerance limit; conforming provisions to changes made by the act; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1283, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Raulerson—

CS for CS for HB 1283—A bill to be entitled An act relating to inspectors general and auditors; amending s. 14.32, F.S.; requiring the Chief Inspector General to meet specified qualifications applicable to agency inspectors general, to have open and direct access to the Governor, and to prepare an annual report containing specified information; amending s. 20.23, F.S.; deleting a requirement requiring the Secretary of Transportation to appoint an inspector general; amending s. 20.055, F.S.; revising provisions relating to duties and responsibilities of agency inspectors general; providing that any staff employed within an office of the inspector general are Selected Exempt Service employees; providing that agency inspectors general are Senior Management Service employees; revising the qualifications of agency inspectors general; authorizing an agency inspector general and staff to take and record testimony or statements necessary to conduct an investigation or review; requiring each agency inspector general to include specified budgetary and staffing information in an annual report; amending s. 20.121, F.S.; providing that an auditor employed within the Division of Accounting and Auditing of the Department of Financial Services is a Selected Exempt Service employee; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1285 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Raulerson—

CS for HB 1285—A bill to be entitled An act relating to public records; amending ss. 14.32 and 20.055, F.S.; providing exemptions from public records requirements for audit or investigative workpapers, records, reports, reviews, inquiries, or other documentation obtained or

created during or in relation to an active audit or investigation by the Chief Inspector General or an agency inspector general until such audit or investigation is no longer active; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1331 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Quality Subcommittee and Representative(s) Grall—

CS for CS for HB 1331—A bill to be entitled An act relating to education; creating s. 1003.631, F.S.; creating the Schools of Excellence Program; providing for designation as a School of Excellence; providing requirements for a School of Excellence; providing for redesignation; authorizing Schools of Excellence to have specified administrative flexibilities; authorizing certain teachers to earn a professional certificate by completing a specified program; amending s. 1012.56, F.S.; requiring the Department of Education to issue a temporary educator certificate within a specified period; requiring the department to provide electronic notice of the issuance of a temporary certificate to specified entities; requiring the department to provide the applicant an official statement of status of eligibility upon issuance of a temporary certificate; providing content requirements for the statement of status of eligibility; revising the criteria instructional personnel must meet to be issued a professional certificate; requiring the department to provide electronic notification of the expiration of a temporary educator certificate; requiring the State Board of Education to adopt rules providing for the extension of a temporary educator certificate for a specified period under certain circumstances; providing that an applicant for professional certification is not required to take or pass a specified examination under certain circumstances; authorizing charter schools and charter management organizations to develop a professional development certification and education competency program; revising program requirements; requiring the department to adopt standards for the approval of such programs by a specified date; providing requirements for such standards; requiring each school district and charter school to submit its program for approval by a specified date; providing that certification requirements may not be met in a program that is not approved by the department after a specified date; amending s. 1012.585, F.S.; revising college credit and inservice hour requirements for renewal of a professional certificate to include participation in specified activities; amending s. 1012.98, F.S.; revising the activities designed to implement the school community professional development act to include specified training relating to a professional development certification and education competency program; revising requirements for school district professional development systems; requiring the department to disseminate professional development programs that meet specified criteria; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1385 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Nuñez, Abruzzo, Raschein—

HB 1385—A bill to be entitled An act relating to domestic violence; amending s. 741.281, F.S.; specifying that a person must complete a batterers' intervention program ordered as a condition of probation in certain circumstances; amending s. 741.283, F.S.; increasing the minimum terms of imprisonment for domestic violence; providing enhanced minimum terms in certain circumstances; amending s. 741.30, F.S.; prohibiting the award of attorney fees in specified domestic violence

proceedings; amending s. 775.08435, F.S.; prohibiting the withholding of adjudication for specified domestic violence offenses; providing exceptions; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1391 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Innovation Subcommittee and Representative(s) Eisnaugle, Fischer, Grall, Ponder, Sullivan—

CS for HB 1391—A bill to be entitled An act relating to home education; amending s. 1002.41, F.S.; revising the content requirements of a notice of enrollment of a student in a home education program; providing that the notice constitutes prima facie evidence of certain information; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; providing that registration of a home education program is a ministerial act by the district school superintendent; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; specifying that a home education program is not a school district program; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student's parent unless such action is required for a school district program; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child's age from children enrolled in specified schools and programs; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1007.271, F.S.; exempting dual enrollment students from paying technology fees; prohibiting dual enrollment course and program limitations for home education students from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; providing that articulation agreements for private schools and home education students may not contain specified payment provisions; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6027 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Williamson—

HB 6027—A bill to be entitled An act relating to financial reporting; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting a provision authorizing certain associations to prepare a report of cash receipts and expenditures in lieu of specified financial statements; deleting provisions prohibiting condominium and cooperative associations from waiving certain financial reporting requirements; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6501 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Plakon, Antone—

CS for HB 6501—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of the negligence of the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6511 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Miller, M.—

CS for CS for HB 6511—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6515 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Civil Justice & Claims Subcommittee and Representative(s) Jones, Jenne, Watson, B.—

CS for CS for HB 6515—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6519 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Cortes, B.—

CS for CS for HB 6519—A bill to be entitled An act for the relief of Amie Draiemann O'Brien, individually and as personal representative of the Estate of Christian Darby Stephenson, deceased, and for the relief of Hailey Morgan Stephenson and Christian Darby Stephenson II, as surviving minor children of the decedent; providing an appropriation to

compensate them for the wrongful death of Christian Darby Stephenson, which was due in part to the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6525 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Grant, J.—

CS for CS for HB 6525—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; requiring certain funds to be placed into an irrevocable trust; providing a limitation on attorney and lobbying fees; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6529 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Byrd—

CS for CS for HB 6529—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the estate of Aaron Beauchamp, by the St. Lucie County School District; providing for an appropriation to compensate the estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6535 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Jenne—

CS for HB 6535—A bill to be entitled An act for the relief of Vonshele Brothers, as the natural parent and legal guardian of Iyonna Hughey; providing an appropriation to compensate her daughter for injuries and damages sustained as a result of the alleged negligence of the Brevard County Health Department, an agency of the Department of Health; providing that certain payments and the appropriation satisfy all present and future claims related to the alleged negligent acts; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6539 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Byrd—

CS for HB 6539—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6545 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Rarburn—

CS for HB 6545—A bill to be entitled An act for the relief of Jerry Cunningham by Broward County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of Broward County; providing that the appropriation settles all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6549, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Diaz, J.—

CS for HB 6549—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6553 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Toledo—

CS for HB 6553—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7043 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Agriculture & Natural Resources Appropriations Subcommittee, Natural Resources & Public Lands Subcommittee and Representative(s) Raschein, Jacobs, Roth—

CS for CS for HB 7043—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; authorizing certain grandfathered private residential multifamily docks to moor a number of boats that exceeds the number of units within the private multifamily development; amending s. 327.02, F.S.; providing and revising definitions; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing a condition under which a vessel is at risk of becoming derelict; specifying the means by which an officer may provide certain telephonic or written notice to a vessel owner or operator; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to anchoring vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting owners and operators of vessels and floating structures from anchoring or mooring in certain areas; providing exceptions and a penalty; amending s. 327.44, F.S.; prohibiting persons from mooring vessels in a manner that constitutes certain navigational hazards or interference; amending s. 327.46, F.S.; authorizing owners of certain privately submerged land to request that the commission establish boating-restricted areas to protect certain seagrass; authorizing the commission to adopt rules; providing a definition; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations that prohibit or restrict mooring or anchoring of certain vessels, that require sewage disposal by certain vessels and floating structures, and that authorize the removal of certain vessels; requiring local governments to ensure that certain sewage pumpout services and facilities are available; requiring the commission to review and approve certain ordinances; providing applicability; authorizing the commission to adopt rules; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring in prohibited areas; amending s. 327.73, F.S.; providing penalties for operating a vessel with an expired registration and anchoring or mooring in prohibited areas; amending s. 328.09, F.S.; prohibiting the issuance of certificates of title for derelict vessels unless certain documentation is provided; amending s. 328.70, F.S.; requiring commercial fishing vessels to be registered and classified as commercial vessels; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of vessels with expired registrations; amending s. 705.103, F.S.; exempting certain law enforcement officers from specified abandoned or lost property notice requirements; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7049 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Spano, Altman, Asencio, Daniels, Fitzenhagen, Harrell, Harrison, Jacobs, Slosberg, Watson, C.—

CS for CS for HB 7049—A bill to be entitled An act relating to child exploitation; amending s. 16.56, F.S.; revising the offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; amending s. 39.01, F.S.; conforming provisions to changes made by the act; amending s. 39.0132, F.S.; revising the types of offenses committed by a child in the custody of the Department of Children and Families which require the department to provide notice to the school superintendent; conforming provisions to changes made by the act; amending s. 39.0139, F.S.; revising the type of offenses that create a rebuttable presumption of detriment for judicial determinations related to contact between a parent or caregiver and certain child victims; conforming provisions to changes made by the act; amending s. 39.301, F.S.; conforming provisions to changes made by the act; amending s. 39.509,

F.S.; revising the offenses that may be considered in determining whether grandparental visitation is in the child's best interest; conforming provisions to changes made by the act; amending s. 90.404, F.S.; conforming provisions to changes made by the act; amending s. 92.56, F.S.; revising the offenses for which a criminal defendant may seek an order of disclosure for certain confidential and exempt court records, for which the state may use a pseudonym instead of the victim's name, and for which a publication or broadcast of trial testimony may not include certain victim identifying information; conforming provisions to changes made by the act; amending ss. 92.561, 92.565, and 435.04, F.S.; conforming provisions to changes made by the act; amending s. 435.07, F.S.; revising the offenses that disqualify certain child care personnel from specified employment; conforming provisions to changes made by the act; amending s. 456.074, F.S.; revising the offenses for which the licenses of massage therapists and massage establishments must be suspended; conforming provisions to changes made by the act; amending ss. 480.041 and 480.043, F.S.; revising the offenses for which applications for licensure as a massage therapist or massage establishment must be denied; conforming provisions to changes made by the act; amending s. 743.067, F.S.; revising the offenses for which an unaccompanied homeless youth may consent to specified treatment, care, and examination; conforming provisions to changes made by the act; amending ss. 772.102 and 775.082, F.S.; conforming provisions to changes made by the act; amending s. 775.0847, F.S.; revising definitions; conforming provisions to changes made by the act; amending ss. 775.0877, 775.21, 775.215, 784.046, and 794.0115, F.S.; conforming provisions to changes made by the act; amending s. 794.024, F.S.; revising the offenses for which certain victim information may not be disclosed by public employees or officers; providing penalties; conforming provisions to changes made by the act; amending s. 794.056, F.S.; conforming provisions to changes made by the act; creating s. 794.10, F.S.; providing definitions; authorizing subpoenas in certain investigations of sexual offenses involving child victims and specifying requirements therefor; providing for specified reimbursement of witnesses; authorizing certain motions; requiring nondisclosure of the existence or contents of the subpoenas in certain circumstances; providing exceptions to such nondisclosure requirement; requiring certain notice to be provided in a subpoena that contains a nondisclosure requirement; exempting certain records, objects, and other information from production; providing for the return of records, objects, and other information produced; specifying time periods within which records, objects, and other information must be returned; providing for service and enforcement of the subpoenas; providing penalties for a violation of the subpoena or nondisclosure requirement; providing immunity for certain persons complying with the subpoenas in certain circumstances; providing for judicial review and extension of such nondisclosure requirement and specifying requirements therefor; amending s. 796.001, F.S.; conforming provisions to changes made by the act; repealing s. 827.071, F.S., relating to sexual performance by a child; amending s. 847.001, F.S.; revising definitions; creating s. 847.003, F.S.; providing definitions; prohibiting a person from using a child in a sexual performance or promoting a sexual performance by a child; providing penalties; amending s. 847.0135, F.S.; providing for separate offenses of computer pornography and child exploitation under certain circumstances; conforming provisions to changes made by the act; amending s. 847.01357, F.S.; conforming provisions to changes made by the act; amending s. 847.0137, F.S.; revising and providing definitions; prohibiting a person from possessing, with the intent to promote, child pornography; prohibiting a person from knowingly possessing, controlling, or intentionally viewing child pornography; providing penalties; providing application and construction; providing for separate offenses of transmission of child pornography under certain circumstances; amending ss. 856.022, 895.02, 905.34, and 934.07, F.S.; conforming provisions to changes made by the act; amending s. 938.085, F.S.; revising the offenses for which a surcharge to be deposited into the Rape Crisis Program Trust Fund shall be imposed; conforming provisions to changes made by the act; amending s. 938.10, F.S.; revising the offenses for which an additional court cost shall be imposed; conforming provisions to changes made by the act; amending ss. 943.0435, 943.04354, 943.0585, 943.059, 944.606, 944.607, and 947.1405, F.S.; conforming provisions to changes made by the act; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending ss. 948.03, and 948.04, F.S.; conforming provisions to changes made by the act; amending s. 948.06, F.S.; revising the offenses that constitute a qualifying offense for purposes relating to a violation of probation or community control; conforming provisions to changes made by the act; amending ss. 948.062, 948.101, 948.30, 948.32, 960.03, and 960.197, F.S.; conforming provisions to changes made by the act; amending s. 985.04, F.S.; revising the types of offenses committed by a child in certain custody or supervision of the Department of Juvenile Justice which require the department to provide notice to the school

superintendent; conforming provisions to changes made by the act; amending ss. 985.475 and 1012.315, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; ranking the offense of solicitation of a child via a computer service while misrepresenting one's age on the offense severity ranking chart; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; reenacting ss. 39.402(9)(a), 39.506(6), 39.509(6)(b), 39.521(3)(d), 39.524(1), 39.806(1)(d) and (n), 63.089(4)(b), 63.092(3), 68.07(3)(i) and (6), 92.55(1)(b), 92.605(1)(b), 322.141(3), 381.004(2)(h), 384.29(1)(c) and (3), 390.01114(2)(b) and (e), 393.067(4)(h), (7), and (9), 394.495(4)(p), 394.9125(2)(a), 397.4872(2)(a) and (c), 409.1678 (1)(c) and (6)(a) and (b), 435.07(4)(b), 655.50(3)(g), 741.313(1)(e), 775.084(4)(j), 775.0862(2), 775.13(4)(e) and (f), 775.21(3)(b), (5)(d), (6)(f), and (10)(c), 775.24(2), 775.25, 775.261(3)(b), 784.049(2)(d), 794.011(2)(a), (3), (4), and (5), 794.03, 794.075(1), 847.002(1)(b), (2), and (3), 847.012(3)(b), 847.01357(3), 847.0138(2) and (3), 896.101(2)(g) and (10), 903.0351(1)(b) and (c), 903.046(2)(m), 905.34(3), 921.0022(3)(g), 921.141(6)(o), 921.187(1)(n), 943.0435(3), (4)(a), and (5), 943.0436(2), 943.325(2)(g), 944.11(2), 944.607(4)(a) and (9), 944.608(7), 944.609(4), 944.70(1), 947.13(1)(f), 947.1405(2)(c) and (12), 947.141(1), (2), and (7), 948.06(8)(b) and (d), 948.063, 948.064(4), 948.08(7)(a), 948.12(3), 948.30(3)(b) and (4), 948.31, 951.27, 960.003(2)(a) and (b) and (3)(a), 960.065(5), 984.03(2), 985.0301(5)(c), 985.04(6)(b), 985.441(1)(c), 985.4815(9), and 1012.467(2)(g), F.S., relating to placement in a shelter, arraignment hearings, grandparents rights, disposition hearings, safe-harbor placement, grounds for termination of parental rights, proceedings to terminate parental rights pending adoption, report to the court of intended placement by an adoption entity, change of name, proceedings involving certain victims or witnesses, production of certain records, color or markings of certain licenses or identification cards, HIV testing, confidentiality, the Parental Notice of Abortion Act, facility licensure, the child and adolescent mental health system of care, authority of a State Attorney to refer a person for civil commitment, exemption from disqualification, specialized residential options for children who are victims of sexual exploitation, exemptions from disqualification, Florida Control of Money Laundering and Terrorist Financing in Financial Institutions Act, unlawful action against employees seeking protection, violent career criminals, habitual felony offenders, and habitual violent felony offenders, sexual offenses against students by authority figures, registration of convicted felons, the Florida Sexual Predators Act, duty of the court to uphold laws governing sexual predators and sexual offenders, prosecutions for acts or omissions, career offender registration, sexual cyberharassment, sexual battery, publishing or broadcasting information identifying sexual offense victims, sexual predators and erectile dysfunction drugs, child pornography prosecutions, sale or distribution of harmful materials to minors or using minors in production, civil remedies for exploited children, transmission of material harmful to minors to a minor by electronic devices, the Florida Money Laundering Act, restrictions on pretrial release pending probation-violation hearings or community-control-violation hearings, purposes of and criteria for bail determination, the powers and duties of a statewide grand jury, the offense severity ranking chart of the Criminal Punishment Code, sentence of death or life imprisonment for capital felonies, disposition and sentencing alternatives, sexual offenders required to register with the Department of Law Enforcement, duty of the court to uphold laws governing sexual predators and sexual offenders, DNA database, regulation by the Department of Corrections of the admission of books, notification to the Department of Law Enforcement of information on sexual offenders, notification to the Department of Law Enforcement concerning career offenders, career offenders and notification upon release, conditions for release from incarceration, powers and duties of the Florida Commission on Offender Review, conditional release program, violations of conditional release, control release, or conditional medical release or addiction-recovery supervision, violation of probation or community control, violations of probation or community control by designated sexual offenders and predators, notification of status as a violent felony offender of special concern, pretrial intervention program, intensive supervision for postprison release of violent offenders, additional terms and conditions of probation or community control for certain sex offenses, evaluation and treatment of sexual predators and offenders on probation or community control, blood tests of inmates, hepatitis and HIV testing for persons charged with or alleged by petition for delinquency to have committed certain offenses, eligibility for victim assistance awards, definitions relating to children and families in need of services, jurisdiction, oaths, records, and confidential information, commitment, notification to Department of Law Enforcement of information on juvenile sexual offenders, and contractors permitted access to school grounds, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Criminal Justice; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7053 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Spano, Watson, C.—

HB 7053—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding the exemption from public records requirements for any information in a videotaped statement of a minor who is alleged to be or who is a victim of sexual battery, lewd acts, or other sexual misconduct; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7083 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Sullivan, Metz—

CS for HB 7083—A bill to be entitled An act relating to ethics reform; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; creating s. 106.114, F.S.; providing definitions; prohibiting certain public service announcements by specified governmental entities, persons acting on behalf of such entities, and elected officials; providing applicability; amending s. 112.313, F.S.; revising applicability of certain provisions relating to contractual relationships; prohibiting a public officer or employee of an agency from soliciting specified employment or contractual relationships; requiring certain offers and solicitations of employment or contractual relationships to be disclosed to certain persons; requiring such disclosures to the Commission on Ethics in certain circumstances; authorizing the commission to investigate such disclosures; providing a definition; prohibiting legislators, statewide elected officers, appointed state officers, and agency directors from certain compensated representation for a specified period following vacation of office; deleting a provision prohibiting former legislators from acting as lobbyists before certain entities and persons for a specified period following vacation of office; providing applicability; creating s. 112.3181, F.S.; prohibiting statewide elected officers and legislators from soliciting employment offers or investment advice arising out of official or political activities; prohibiting such officers or legislators from soliciting or accepting investment advice from or soliciting or entering into certain profitmaking relationships with or advised by lobbyists or principals; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; providing disclosure requirements; requiring the commission to publish disclosures on its website; authorizing the commission to adopt rules; amending s. 112.3185, F.S.; providing definitions; prohibiting certain officers and employees from soliciting employment or contractual relationships from or negotiating employment or contractual relationships with certain employers; providing exceptions; requiring disclosure of certain offers of employment or contractual relationships; reenacting and amending s. 112.3215, F.S.; revising definitions; requiring a lobbyist to electronically register with the commission; revising lobbyist registration, compensation report, principal designation cancellation, and investigation requirements; revising lobbyist registration fees; authorizing the commission to dismiss certain complaints and investigations; providing applicability; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7091 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Altman—

HB 7091—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term "public service" with the term "community service"; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term "parole or probation supervisor" with the term "probation officer"; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender's probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special

condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing effective dates.

—was referred to the Committees on Criminal Justice; Appropriations; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 18.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 106.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 818.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 852.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 884.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 886 by the required Constitutional two-thirds vote of the members voting.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

CS for SB 60 and SB 7004 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 26, 2017.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 19 and April 25 were corrected and approved.

CO-INTRODUCERS

Senators Bradley—CS for SB 330; Gibson—CS for SB 90; Rouson—CS for SB 530; Stewart—CS for CS for SB 766; Young—SB 1398

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 11:29 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 27 or upon call of the President.



Journal of the Senate

Number 20—Regular Session

Thursday, April 27, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—35:

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Pastor Michael D. Smith, New Creation Church, Tallahassee:

Dear gracious God, we come to you this morning thanking you for another day of life and strength. This day, we pray for our great state. We pray, number one, that you would allow us faith. Give us wisdom and insight so that we would do things in decency and in order that we would allow your power and your goodwill to be released on our great state. We pray for your protection, that you would protect us from enemies—foreign and domestic. We pray for our citizens, that the laws passed here would bring about your goodwill, that they may have life, liberty, and the pursuit of happiness.

We pray for the Senators here, for we know that all authorities are assigned and designated by God, and we ask that you would give them wisdom. We pray that you would give them a fervor and a passion for why they were elected and why they were established in this position. Help them to remember, not based on financial contributions from constituents but from good moral character, that we would do good where we know we can. I pray, Lord, for our budget—that the budget will be passed, the great State of Florida will prosper, and we will be in good health.

I pray, Lord God, for those that are in the sex trafficking industry, that our laws would create a place of refuge and a place of safety for them. We pray over all of the other bills the Senators are responsible for so we can see our state grow. I pray that our economy will be blessed and will prosper. I pray, Lord, that at the end of the day, we know we can lay our heads down and understand we have done what we were created to do. So as we move forward, we ask for grace. We ask for wisdom. We ask for guidance. We ask for your presence as we go about our lives. In the name of our Lord. Amen.

PLEDGE

Senate Pages, Justin Eichermuller of Bryceville; Elija Lima of Jacksonville; Nicholas Lahera of Hernando; and Alyssa Chunn of Monticello, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

SCR 1360—A concurrent resolution requesting the Joint Committee on the Library of Congress to approve the replacement of the statue of Confederate General Edmund Kirby Smith in the National Statuary Hall Collection with a statue of Mary McLeod Bethune.

—was read the second time by title. On motion by Senator Thurston, **SCR 1360** was adopted and certified to the House.

Consideration of **CS for SB 686** was deferred.

On motion by Senator Stewart—

CS for CS for SB 198—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the commission to receive specified vote totals for approval or modification; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 198** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

SB 762—A bill to be entitled An act relating to child protection; amending s. 61.13, F.S.; prohibiting a time-sharing plan from requiring visitation at a recovery residence between specified hours; amending s. 397.487, F.S.; authorizing a certified recovery residence to allow a minor child to visit a recovery residence, excluding visits during specified hours; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 762** was placed on the calendar of Bills on Third Reading.

CS for SCR 920—A concurrent resolution acknowledging the grave injustices perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as “the Groveland Four”; offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to perform an expedited clemency review of the cases of Charles Greenlee, Walter Irvin, Samuel Shephard, and Ernest Thomas, including granting full pardons.

—was read the second time by title.

CO-INTRODUCERS

On motion by Senator Farmer, the following Senators were recorded as co-introducers of **CS for SCR 920**.

The vote was:

Yeas—36

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young

Nays—None

Pending further consideration of **CS for SCR 920**, pursuant to Rule 3.11(3), there being no objection, **CS for HCR 631** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Farmer—

CS for HCR 631—A concurrent resolution acknowledging the grave injustices perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as “the Groveland Four”; offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to perform an expedited clemency review of the cases of Charles Greenlee, Walter Irvin, Samuel Shephard, and Ernest Thomas, including granting full pardons.

—a companion measure, was substituted for **CS for SCR 920** and read the second time by title. On motion by Senator Farmer, **CS for HCR 631** was adopted and certified to the House.

On motion by Senator Rodriguez—

CS for CS for SB 766—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising the offenses of using a scanning device or reencoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on level 4 of the offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 766** was placed on the calendar of Bills on Third Reading.

SENATOR FLORES PRESIDING

On motion by Senator Baxley—

SB 914—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 914** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1018** was deferred.

On motion by Senator Latvala—

CS for SB 1520—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; revising legislative findings; requiring a plan of termination to be approved by the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation and meet specified requirements for a condominium form of ownership to be terminated for all or a portion of the condominium property under certain circumstances; revising voting requirements for the rejection of a plan of termination; increasing the amount of time before a new plan of termination may be considered after a previous rejection under certain conditions; revising the requirements to qualify for payment as a homestead owner; revising and providing notice requirements; requiring the division to examine a plan of termination and provide specified notice within a certain timeframe; providing applicability; specifying that a plan of termination is presumed to be accepted if notice is not provided within the specified timeframe; providing an appropriation and authorizing a position; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (961572) (with title amendment)—Delete line 98 and insert:
created pursuant to part VI of this chapter until 5 years

And the title is amended as follows:

Delete line 12 and insert: plan of termination; revising the amount of time

Pursuant to Rule 4.19, **CS for SB 1520**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 1622** was deferred.

On motion by Senator Bradley—

CS for SB 494—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; reordering and amending s. 961.02, F.S.; making technical changes; defining the term “violent felony”; amending s. 961.04, F.S.; revising the circumstances under which a wrongfully incarcerated person is not eligible for compensation under the Victims of Wrongful Incarceration Compensation Act; amending s. 961.06, F.S.; providing that a wrongfully incarcerated person who commits a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of status as a wrongfully incarcerated person and of eligibility for compensation, to incorporate the amendment made to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to determination of entitlement to compensation, application for compensation for a wrongfully incarcerated person, and an alternative application for compensation for a wrong-

fully incarcerated person, respectively, to incorporate the amendment made to s. 961.06, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (908054) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 961.02, Florida Statutes, is reordered and amended to read:

961.02 Definitions.—As used in ss. 961.01-961.07, the term:

(1) “Act” means the Victims of Wrongful Incarceration Compensation Act.

(2) “Department” means the Department of Legal Affairs.

(3) “Division” means the Division of Administrative Hearings.

(7)(4) “Wrongfully incarcerated person” means a person whose felony conviction and sentence have been vacated by a court of competent jurisdiction and *who is the subject of an order issued by the original sentencing court pursuant to s. 961.03, with respect to whom pursuant to the requirements of s. 961.03, the original sentencing court has issued its order finding that the person did not commit neither committed the act or nor the offense that served as the basis for the conviction and incarceration and that the person did not aid, abet, or act as an accomplice or accessory to a person who committed the act or offense.*

(4)(5) “Eligible for compensation” means *that* a person meets the definition of *the term* “wrongfully incarcerated person” and is not disqualified from seeking compensation under the criteria prescribed in s. 961.04.

(5)(6) “Entitled to compensation” means *that* a person meets the definition of *the term* “eligible for compensation” and satisfies the application requirements prescribed in s. 961.05, and may receive compensation pursuant to s. 961.06.

(6) “Violent felony” means a felony listed in s. 775.084(1)(c)1. or s. 948.06(8)(c).

Section 2. Section 961.04, Florida Statutes, is amended to read:

961.04 Eligibility for compensation for wrongful incarceration.—A wrongfully incarcerated person is not eligible for compensation under the act if:

(1) Before the person’s wrongful conviction and incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, any *violent felony offense*, or a crime committed in another jurisdiction the elements of which would constitute a *violent felony* in this state, or a crime committed against the United States which is designated a *violent felony*, excluding any delinquency disposition;

(2) *Before the person’s wrongful conviction and incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, more than one felony that is not a violent felony, or more than one crime committed in another jurisdiction, the elements of which would constitute a felony in this state, or more than one crime committed against the United States which is designated a felony, excluding any delinquency disposition;*

(3)(2) During the person’s wrongful incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, any *violent felony offense*; ~~or~~

(4) *During the person’s wrongful incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, more than one felony that is not a violent felony; or*

(5)(3) During the person’s wrongful incarceration, the person was also serving a concurrent sentence for another felony for which the person was not wrongfully convicted.

Section 3. Subsection (2) of section 961.06, Florida Statutes, is amended to read:

961.06 Compensation for wrongful incarceration.—

(2) In calculating monetary compensation under paragraph (1)(a), a wrongfully incarcerated person who is placed on parole or community supervision while serving the sentence resulting from the wrongful conviction and who commits *no more than one felony that is not anything less than a violent felony which law violation that* results in revocation of the parole or community supervision is eligible for compensation for the total number of years incarcerated. A wrongfully incarcerated person who commits *one violent a felony or more than one felony that is not a violent felony law violation that* results in revocation of the parole or community supervision is ineligible for any compensation under subsection (1).

Section 4. *The changes made by this act to ss. 961.02, 961.04, and 961.06, Florida Statutes, apply only to persons who are determined to be wrongfully incarcerated on or after the effective date of this act.*

Section 5. For the purpose of incorporating the amendments made by this act to section 961.04, Florida Statutes, in references thereto, paragraph (a) of subsection (1) and subsections (2), (3), and (4) of section 961.03, Florida Statutes, are reenacted to read:

961.03 Determination of status as a wrongfully incarcerated person; determination of eligibility for compensation.—

(1)(a) In order to meet the definition of a “wrongfully incarcerated person” and “eligible for compensation,” upon entry of an order, based upon exonerating evidence, vacating a conviction and sentence, a person must set forth the claim of wrongful incarceration under oath and with particularity by filing a petition with the original sentencing court, with a copy of the petition and proper notice to the prosecuting authority in the underlying felony for which the person was incarcerated. At a minimum, the petition must:

1. State that verifiable and substantial evidence of actual innocence exists and state with particularity the nature and significance of the verifiable and substantial evidence of actual innocence; and

2. State that the person is not disqualified, under the provisions of s. 961.04, from seeking compensation under this act.

(2) The prosecuting authority must respond to the petition within 30 days. The prosecuting authority may respond:

(a) By certifying to the court that, based upon the petition and verifiable and substantial evidence of actual innocence, no further criminal proceedings in the case at bar can or will be initiated by the prosecuting authority, that no questions of fact remain as to the petitioner’s wrongful incarceration, and that the petitioner is not ineligible from seeking compensation under the provisions of s. 961.04; or

(b) By contesting the nature, significance, or effect of the evidence of actual innocence, the facts related to the petitioner’s alleged wrongful incarceration, or whether the petitioner is ineligible from seeking compensation under the provisions of s. 961.04.

(3) If the prosecuting authority responds as set forth in paragraph (2)(a), the original sentencing court, based upon the evidence of actual innocence, the prosecuting authority’s certification, and upon the court’s finding that the petitioner has presented clear and convincing evidence that the petitioner committed neither the act nor the offense that served as the basis for the conviction and incarceration, and that the petitioner did not aid, abet, or act as an accomplice to a person who committed the act or offense, shall certify to the department that the petitioner is a wrongfully incarcerated person as defined by this act. Based upon the prosecuting authority’s certification, the court shall also certify to the department that the petitioner is eligible for compensation under the provisions of s. 961.04.

(4)(a) If the prosecuting authority responds as set forth in paragraph (2)(b), the original sentencing court shall make a determination

from the pleadings and supporting documentation whether, by a preponderance of the evidence, the petitioner is ineligible for compensation under the provisions of s. 961.04, regardless of his or her claim of wrongful incarceration. If the court finds the petitioner ineligible under the provisions of s. 961.04, it shall dismiss the petition.

(b) If the prosecuting authority responds as set forth in paragraph (2)(b), and the court determines that the petitioner is eligible under the provisions of s. 961.04, but the prosecuting authority contests the nature, significance or effect of the evidence of actual innocence, or the facts related to the petitioner's alleged wrongful incarceration, the court shall set forth its findings and transfer the petition by electronic means through the division's website to the division for findings of fact and a recommended determination of whether the petitioner has established that he or she is a wrongfully incarcerated person who is eligible for compensation under this act.

Section 6. For the purpose of incorporating the amendment made by this act to section 961.06, Florida Statutes, in a reference thereto, subsection (6) of section 961.05, Florida Statutes, is reenacted to read:

961.05 Application for compensation for wrongful incarceration; administrative expunction; determination of entitlement to compensation.—

(6) If the department determines that a claimant meets the requirements of this act, the wrongfully incarcerated person who is the subject of the claim becomes entitled to compensation, subject to the provisions in s. 961.06.

Section 7. For the purpose of incorporating the amendments made by this act to section 961.06, Florida Statutes, in references thereto, subsection (1) of section 961.055, Florida Statutes, is reenacted to read:

961.055 Application for compensation for a wrongfully incarcerated person; exemption from application by nolle prosequi.—

(1) A person alleged to be a wrongfully incarcerated person who was convicted and sentenced to death on or before December 31, 1979, is exempt from the application provisions of ss. 961.03, 961.04, and 961.05 in the determination of wrongful incarceration and eligibility to receive compensation pursuant to s. 961.06 if:

(a) The Governor issues an executive order appointing a special prosecutor to review the defendant's conviction; and

(b) The special prosecutor thereafter enters a nolle prosequi for the charges for which the defendant was convicted and sentenced to death.

Section 8. For the purpose of incorporating the amendment made by this act to section 961.06, Florida Statutes, in a reference thereto, subsection (4) of section 961.056, Florida Statutes, is reenacted to read:

961.056 Alternative application for compensation for a wrongfully incarcerated person.—

(4) If the department determines that a claimant making application under this section meets the requirements of this chapter, the wrongfully incarcerated person is entitled to compensation under s. 961.06.

Section 9. This act shall take effect October 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to compensation of victims of wrongful incarceration; amending s. 961.02, F.S.; defining the term "violent felony"; making technical changes; amending s. 961.04, F.S.; revising the circumstances under which a person is disqualified from receiving compensation under the Victims of Wrongful Incarceration Compensation Act; amending s. 961.06, F.S.; specifying that a wrongfully incarcerated person who commits no more than one felony that is not a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is eligible for compensation; providing applicability; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of eligibility for compensation, to incorporate the amendments made by the act to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to the

determination of entitlement to compensation, application for compensation for a wrongfully incarcerated person and exemption from application by nolle prosequi, and alternative application for compensation for a wrongfully incarcerated person, to incorporate the amendments made by the act to s. 961.06, F.S., in references thereto; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 494**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 534—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 534**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 599** was withdrawn from the Committees on Community Affairs; Governmental Oversight and Accountability; and Appropriations.

On motion by Senator Perry—

CS for CS for HB 599—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 534** and read the second time by title.

Senator Rodriguez moved the following amendments which failed:

Amendment 1 (306116)—Delete line 28 and insert:

(b) "Public works project" means an activity of which 75

THE PRESIDENT PRESIDING

Amendment 2 (949562) (with title amendment)—Between lines 55 and 56 insert:

(c) Any ordinance of a political subdivision in effect as of July 1, 2017, which conflicts with the restrictions in paragraph (a) or paragraph (b) shall remain in full force and effect and is not impaired by this section.

And the title is amended as follows:

Delete line 9 and insert: bidders from submitting bids; grandfathering certain ordinances which conflict with the act; providing applicability;

Amendment 3 (655646)—Delete line 56 and insert:

(3) This section does not apply to charter counties or to contracts executed

Pursuant to Rule 4.19, **CS for CS for HB 599** was placed on the calendar of Bills on Third Reading.

CONFEREES APPOINTED

The President appointed the following conferees for **CS for CS for SB 374, SB 376, SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, SB 7022, HB 5105, HB 5203, HB 5205, HB 5301, HB 5401, HB 5403, HB 5501**, and **CS for HB 7069**: Appropriations Conference Committee: Senator Latvala, Chair; Senator Flores, Vice Chair; Senators Baxley, Benacquisto, Bradley, Braynon, Clemens, Galvano, Grimsley, Montford, and Simpson, At Large;

Appropriations Conference Committee on Criminal and Civil Justice: Senator Bean, Chair; Senators Baxley, Bracy, Clemens, and Perry; Appropriations Conference Committee on General Government: Senator Grimsley, Chair; Senators Bean, Broxson, Campbell, Garcia, Mayfield, Rodriguez, Rouson, and Torres; Appropriations Conference Committee on Health and Human Services: Senator Flores, Chair; Senators Baxley, Book, Passidomo, Powell, Rader, and Stargel; Appropriations Conference Committee on Higher Education: Senator Galvano, Chair; Senators Bradley, Clemens, Farmer, Lee, and Simmons; Appropriations Conference Committee on Pre-K - 12 Education: Senator Simmons, Chair; Senators Broxson, Farmer, Grimsley, Lee, Montford, Rouson, and Young; Appropriations Conference Committee on the Environment and Natural Resources: Senator Bradley, Chair; Senators Book, Braynon, Hutson, Latvala, Mayfield, and Stewart; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Brandes, Chair; Senators Benacquisto, Gainer, Gibson, Passidomo, Powell, Rader, Simpson, and Thurston.

SPECIAL GUESTS

Senator Gibson recognized Takari Allen, grandson of Sherese Gainous in the Senate Minority Office, who was present in the chamber.

SPECIAL ORDER CALENDAR, continued

On motion by Senator Baxley—

CS for SB 684—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term “Internet identifier”; defining the term “social Internet communication”; requiring a sexual predator to register each Internet identifier’s corresponding website home page or application software name with the Department of Law Enforcement through the sheriff’s office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual predator to register all electronic mail addresses, Internet identifiers, and Internet identifiers’ corresponding website home pages or application names with the department within 48 hours after using the addresses or identifiers, rather than before using them; providing that the department’s sexual predator registration list is a public record, unless otherwise made exempt or confidential and exempt; revising the information that a sexual predator must report to the sheriff’s office each year; conforming provisions to change made by the act; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff’s office; requiring the sexual offender to report any change to each Internet identifier’s corresponding website home page or application software name in person at the sheriff’s office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual offender to register all electronic mail addresses and Internet identifiers, and each Internet identifier’s corresponding website home page or application software name, with a specified period after using these addresses or identifiers, rather than before using them; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e), F.S., relating to the definition of the term “Internet identifier,” to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 684** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

CS for SB 686—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; requiring that electronic mail addresses and Internet identifiers of sexual predators or sexual offenders reported pursuant to specified laws be exempt from public records requirements; providing retroactive applicability; providing construction; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 686** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1672** was deferred.

On motion by Senator Grimsley—

CS for CS for SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt national hospice outcome measures and survey data by a specified date and to make such measures available to the public; creating s. 400.6096, F.S.; authorizing certain hospice personnel to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposal of certain prescribed controlled substances to establish policies, procedures, and systems for the disposal; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; amending s. 400.611, F.S.; requiring a hospice to maintain an up-to-date interdisciplinary record of care; revising the patient records retention period; providing for the confidentiality of the interdisciplinary record of patient care; specifying to whom and under what conditions a hospice may release a patient’s interdisciplinary record of care; defining a term; requiring a hospice to release patient statistical data to certain agencies; specifying that information from patient records is confidential and exempt from certain provisions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 474** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1670** was deferred.

On motion by Senator Steube—

CS for SB 616—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to temporarily surrender a weapon or firearm if the licensee approaches courthouse security or management personnel upon arrival and follow their instructions; defining the term “courthouse”; providing that inconsistent definitions are preempted to the Legislature; subjecting the persons or entities responsible for enacting, or causing the enforcement of, an inconsistent definition to specified penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 616** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Latvala recognized his son, Representative Chris Latvala, who was present in the chamber.

On motion by Senator Hutson—

CS for CS for CS for SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce reasonable rules or regulations with reference to the placing and maintaining across, on, or within the right-of-way limits of any road or publicly owned rail corridors under their respective jurisdictions any voice or data communications services lines or wireless facilities; providing a short title; defining terms; prohibiting a county or municipality having jurisdiction and control of the rights-of-way of any public road, referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require a registration process and permit fees only under certain circumstances; requiring an authority to receive and process applications for permits and to issue such permits, subject to specified requirements; prohibiting an authority from requiring approval of or imposing fees or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; providing an exception; providing requirements for the collocation of small wireless facilities on authority utility poles; providing requirements for rates, fees, and other terms related to authority utility poles; authorizing an authority to apply current ordinances regulating placement of communications facilities in the right-of-way, including registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, authority liability, or authority warranties for certain applications; providing that certain permit application requirements and small wireless facility placement requirements shall be waived by the authority; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities, from regulating any communications services, or from imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; requiring a wireless provider to comply with certain nondiscriminatory undergrounding requirements of the authority; authorizing the authority to waive any such requirements; authorizing a wireless infrastructure provider to apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities; providing requirements for such application; requiring the authority to accept and process the application, subject to certain requirements; providing construction; authorizing an authority to enforce local pending ordinances or administrative rules or regulations that are applicable to a historic area designated by the state or authority and subject to waiver by the authority if the intent to adopt regulation or zoning changes has been publicly declared on or before a specified date; providing retroactive applicability; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (395772) (with title amendment)—Delete lines 145-538 and insert:

(IV) *Has, before July 1, 2017, received referendum approval to issue debt to finance municipality-wide underground utilities for electric transmission or distribution.*

7. “Collocate” or “collocation” means to install, mount, maintain, modify, operate, or replace one or more wireless facilities on, under, within, or adjacent to a wireless support structure or utility pole. The term does not include the installation of a new utility pole or wireless support structure in the public rights-of-way.

8. “FCC” means the Federal Communications Commission.

9. “Micro wireless facility” means a small wireless facility having dimensions no larger than 24 inches in length, 15 inches in width, and 12 inches in height and an exterior antenna, if any, no longer than 11 inches.

10. “Small wireless facility” means a wireless facility that meets the following qualifications:

a. Each antenna associated with the facility is located inside an enclosure of no more than 6 cubic feet in volume or, in the case of antennas that have exposed elements, each antenna and all of its exposed elements could fit within an enclosure of no more than 6 cubic feet in volume; and

b. All other wireless equipment associated with the facility is cumulatively no more than 28 cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meters, concealment elements, telecommunications demarcation boxes, ground-based enclosures, grounding equipment, power transfer switches, cutoff switches, vertical cable runs for the connection of power and other services, and utility poles or other support structures.

11. “Utility pole” means a pole or similar structure used in whole or in part to provide communications services or for electric distribution, lighting, traffic control, signage, or a similar function. The term includes the vertical support structure for traffic lights, but does not include any horizontal structures upon which are attached signal lights or other traffic control devices and does not include any pole or similar structure 15 feet in height or less unless an authority grants a waiver for the pole.

12. “Wireless facility” means equipment at a fixed location which enables wireless communications between user equipment and a communications network, including radio transceivers, antennas, wires, coaxial or fiber-optic cable or other cables, regular and backup power supplies, and comparable equipment, regardless of technological configuration, and equipment associated with wireless communications. The term includes small wireless facilities. The term does not include:

a. The structure or improvements on, under, within, or adjacent to the structure on which the equipment is collocated;

b. Wireline backhaul facilities; or

c. Coaxial or fiber-optic cable that is between wireless structures or utility poles or that is otherwise not immediately adjacent to or directly associated with a particular antenna.

13. “Wireless infrastructure provider” means a person who has been certificated to provide telecommunications service in the state and who builds or installs wireless communication transmission equipment, wireless facilities, or wireless support structures, but is not a wireless services provider.

14. “Wireless provider” means a wireless infrastructure provider or a wireless services provider.

15. “Wireless services” means any services provided using licensed or unlicensed spectrum, whether at a fixed location or mobile, using wireless facilities.

16. “Wireless services provider” means a person who provides wireless services.

17. “Wireless support structure” means a freestanding structure, such as a monopole, a guyed or self-supporting tower, or another existing or proposed structure designed to support or capable of supporting wireless facilities. The term does not include a utility pole.

(c) Except as provided in this subsection, an authority may not prohibit, regulate, or charge for the collocation of small wireless facilities in the public rights-of-way.

(d) An authority may require a registration process and permit fees in accordance with subsection (3). An authority shall accept applications for permits and shall process and issue permits subject to the following requirements:

1. An authority may not directly or indirectly require an applicant to perform services unrelated to the collocation for which approval is sought, such as in-kind contributions to the authority, including reserving fiber, conduit, or pole space for the authority.

2. An applicant may not be required to provide more information to obtain a permit than is necessary to demonstrate the applicant's compliance with applicable codes for the placement of small wireless facilities in the locations identified in the application.

3. An authority may not require the placement of small wireless facilities on any specific utility pole or category of poles or require multiple antenna systems on a single utility pole.

4. An authority may not limit the placement of small wireless facilities by minimum separation distances; however, within 14 days after the date of filing the application, an authority may request that the proposed location of a small wireless facility be moved to another location in the right-of-way and placed upon an alternative authority utility pole or support structure or placed upon a new utility pole. The authority and applicant may negotiate the alternative location, including any objective design standards, for 30 days after the date of the request. At the conclusion of the negotiation period, if the applicant accepts the alternative location, the applicant must notify the authority, and the application shall be deemed granted for any new location for which there is agreement and all other locations in the application. If no agreement is reached, the applicant must notify the authority, and the authority must grant or deny the original application within 90 days after the date the application is filed. A request for an alternative location, an acceptance of an alternative location, or any rejection of an alternative location must be in writing and provided by electronic mail.

5. An authority shall limit the height of a small wireless facility to no more than 10 feet above the utility pole or structure upon which the small wireless facility is to be collocated. Unless waived by an authority, the height for a new utility pole is limited to the tallest existing utility pole as of July 1, 2017, located in the same right-of-way, other than a utility pole for which a waiver has previously been granted, measured from grade in place within 500 feet of the proposed location of the small wireless facility. If there is no utility pole within 500 feet, the authority shall limit the height of the utility pole to 50 feet.

6. Except as provided in subparagraphs 4. and 5., the installation of a utility pole in the public rights-of-way designed to support a small wireless facility is subject to authority rules or regulations governing the placement of utility poles in the public rights-of-way and is subject to the application review timeframes in this subsection.

7. Within 14 days after receiving an application, an authority must determine and notify the applicant by electronic mail as to whether the application is complete. If an application is deemed incomplete, the authority must specifically identify the missing information. An application is deemed complete if the authority fails to provide notification to the applicant within 14 days.

8. An application must be processed on a nondiscriminatory basis. A complete application is deemed approved if an authority fails to approve or deny the application within 60 days after receipt of the application. If an authority does not use the 30-day negotiation period provided in subparagraph 4., the parties may mutually agree to extend the 60-day application review period. The authority must grant or deny the application at the end of the extended period. A permit issued pursuant to an approved application remains effective for 1 year unless extended by the authority.

9. An authority must notify the applicant of approval or denial by electronic mail. An authority must approve a complete application unless it does not meet the authority's applicable codes. If the application is denied, the authority must specify in writing the basis for denial, including the specific code provisions on which the denial was based, and send the documentation to the applicant by electronic mail on the day the authority denies the application. The applicant may cure the deficiencies identified by the authority and resubmit the application within 30 days after notice of the denial is sent to the applicant. The authority must approve or deny the revised application within 30 days after receipt or the application is deemed approved. Any subsequent review shall be limited to the deficiencies cited in the denial.

10. An applicant seeking to collocate small wireless facilities within the jurisdiction of a single authority may, at the applicant's discretion, file a consolidated application and receive a single permit for the collocation of no more than 30 small wireless facilities. If the application includes multiple small wireless facilities, an authority may remove

small wireless facility collocations from the application and treat separately small wireless facility collocations for which incomplete information has been received or which are denied.

11. An authority may deny a proposed collocation of a small wireless facility in the public rights-of-way if the proposed collocation:

a. Materially interferes with the safe operation of traffic control equipment.

b. Materially interferes with sight lines or clear zones for transportation, pedestrians, or public safety purposes.

c. Materially interferes with compliance with the Americans with Disabilities Act or similar federal or state standards regarding pedestrian access or movement.

d. Materially fails to comply with the 2010 edition of the Florida Department of Transportation Utility Accommodation Manual.

e. Fails to comply with applicable codes.

12. An authority may adopt by ordinance provisions for registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, authority liability, or authority warranties. Such provisions must be reasonable and non-discriminatory.

13. Collocation of a small wireless facility on an authority utility pole may not provide the basis for the imposition of an ad valorem tax on the authority utility pole.

14. An authority may reserve space on authority utility poles for future public safety uses. However, a reservation of space may not preclude collocation of a small wireless facility. If replacement of the authority utility pole is necessary to accommodate the collocation of the small wireless facility and the future public safety use, the pole replacement is subject to make-ready provisions, and the replaced pole shall accommodate the future public safety use.

15. Any structure granted a permit and installed pursuant to this subsection must comply with chapter 333 and federal regulations pertaining to airport airspace protections.

(e) An authority may not require approval of or impose fees or other charges for:

1. Routine maintenance;

2. Replacement of existing wireless facilities with wireless facilities that are substantially similar or of the same or smaller size; or

3. Installation, placement, maintenance, or replacement of micro wireless facilities suspended on cables strung between existing utility poles in compliance with applicable codes by a communications service provider authorized to occupy the rights-of-way and who is remitting taxes under chapter 202.

However, notwithstanding this paragraph, an authority may require a right-of-way permit for work that involves excavation, closing a sidewalk, or closing a vehicular lane.

(f) Collocation of small wireless facilities on authority utility poles is subject to the following requirements:

1. An authority may not enter into an exclusive arrangement with any person for the right to attach equipment to authority utility poles.

2. The rates and fees for collocations on authority utility poles must be nondiscriminatory, regardless of the services provided by the collocating person.

3. The rate to collocate small wireless facilities on authority utility poles may not exceed \$150 per pole annually.

4. Agreements between authorities and wireless providers which are in effect on July 1, 2017, and which relate to the collocation of small wireless facilities in the right-of-way, including the collocation of small wireless facilities on authority utility poles, remain in effect, subject to

applicable termination provisions. The wireless provider may accept the rates, fees, and terms established under this subsection for small wireless facilities and utility poles that are the subject of an application submitted after the rates, fees, and terms become effective.

5. A person owning or controlling an authority utility pole shall offer rates, fees, and other terms that comply with this subsection. By the later of January 1, 2018, or 3 months after receiving a request to collocate its first small wireless facility on a utility pole owned or controlled by an authority, the person owning or controlling the authority utility pole shall make available, through ordinance or otherwise, rates, fees, and terms for the collocation of small wireless facilities on the authority utility pole which comply with this subsection.

a. The rates, fees, and terms must be nondiscriminatory, competitively neutral, and must comply with this subsection.

b. For an authority utility pole that supports an aerial facility used to provide communications services or electric service, the parties shall comply with the process for make-ready work under 47 U.S.C. s. 224 and implementing regulations. The good faith estimate of the person owning or controlling the pole for any make-ready work necessary to enable the pole to support the requested collocation must include pole replacement if necessary.

c. For an authority utility pole that does not support an aerial facility used to provide communications services or electric service, the authority shall provide a good faith estimate for any make-ready work necessary to enable the pole to support the requested collocation, including necessary pole replacement, within 60 days after receipt of a complete application. Make-ready work, including any pole replacement, must be completed within 60 days after written acceptance of the good faith estimate by the applicant. Alternatively, an authority may require the applicant seeking to collocate a small wireless facility to provide a make-ready estimate at the applicant's expense for the work necessary to support the small wireless facility, including pole replacement, and to perform the make-ready work. If pole replacement is required, the scope of the make-ready estimate is limited to the design, fabrication, and installation of a utility pole that is substantially similar in color and composition. The authority may not impose conditions on or restrict the manner in which the applicant obtains, develops, or provides the estimate or conducts the make-ready work subject to usual construction restoration standards for work in the right-of-way. The replaced or altered utility pole shall remain the property of the authority.

d. An authority may not require more make-ready work than is required to meet applicable codes or industry standards. Fees for make-ready work may not include costs related to preexisting damage or prior noncompliance. Fees for make-ready work, including any pole replacement, may not exceed actual costs or the amount charged to communications service providers other than wireless services providers for similar work and may not include any consultant fee or expense.

(g) For any applications filed before the effective dates of ordinances implementing this subsection, an authority may apply current ordinances regulating the placement of communications facilities in the right-of-way, including registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, authority liability, or authority warranties. Permit application requirements and small wireless facility placement requirements, including utility pole height limits, which conflict with this subsection shall be waived by the authority.

(h) Except as provided in this section or specifically required by state law, an authority may not adopt or enforce any regulation on the placement or operation of communications facilities in the rights-of-way by a provider authorized by state law to operate in the rights-of-way and may not regulate any communications services or impose or collect any tax, fee, or charge not specifically authorized under state law. This paragraph is not intended to change state law regarding an authority's ability to regulate the relocation of facilities.

(i) A wireless provider shall, in relation to a small wireless facility, utility pole, or wireless support structure in the public rights-of-way, comply with nondiscriminatory undergrounding requirements of the authority which prohibit above-ground structures in public rights-of-way. Any such requirements may be waived by the relevant authority.

(j) A wireless infrastructure provider may apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities. The application must include an attestation that small wireless facilities will be collocated on the utility pole or structure and small wireless facilities will be used by a wireless services provider to provide service within 9 months from the date the application is granted. An authority shall accept and process the application in accordance with subparagraph (d)6. and any applicable codes and other local codes governing the placement of utility poles in the public rights-of-way.

(k) This subsection does not limit a local government's authority to enforce historic preservation zoning regulations consistent with the preservation of local zoning authority under 47 U.S.C. s. 332(c)(7), the requirements for facility modifications under 47 U.S.C. s. 1455(a), or the National Historic Preservation Act of 1966, as amended, and the regulations adopted to implement these laws. An authority may enforce local codes, administrative rules, or regulations adopted by ordinance in effect on April 1, 2017, which are applicable to a historic area designated by the state or authority. An authority may enforce pending local ordinances, administrative rules, or regulations that are applicable to a historic area designated by the state if the intent to adopt such changes has been publicly declared on or before April 1, 2017. An authority may waive any ordinances or other requirements that are subject to this paragraph.

(l) This subsection does not authorize a person to collocate or attach wireless facilities, including any antenna, micro wireless facility, or small wireless facility, on a privately owned utility pole, a utility pole owned by an electric cooperative or a municipal electric utility, a privately owned wireless support structure, or other private property without the consent of the property owner.

(m) The approval of the installation, placement, maintenance, or operation of a small wireless facility pursuant to this subsection may not be construed to authorize the provision of any voice, data, or video communications services or the installation, placement, maintenance, or operation of any communications facilities other than small wireless facilities in the right-of-way.

(n) This subsection does not affect the provisions of subsection (6) relating to pass-through providers.

(o) This subsection does not authorize a person to collocate or attach small wireless facilities or micro wireless facilities on a utility pole unless otherwise permitted by federal law, or to erect a wireless support structure in the right-of-way located within a retirement community that:

1. Is deed-restricted as housing for older persons as defined in s. 760.29(4)(b);
2. Has more than 5,000 residents; and
3. Has underground utilities for electric transmission or distribution.

Nothing in this paragraph applies to the installation, placement, maintenance, or replacement of micro wireless facilities on any existing and duly authorized aerial communications facilities, provided that once aerial facilities are converted to underground, any such collocation or construction shall be only as provided by the municipality's underground utilities ordinance.

(p) This subsection does not authorize a person to collocate or attach small wireless facilities or micro wireless facilities on a utility pole unless otherwise permitted by federal law, or to erect a wireless support structure in the right-of-way located within a municipality that:

1. Is located on a coastal barrier island as defined in s. 161.053(1)(b) 3.;
2. Has a land area of less than 5 square miles;
3. Has fewer than 10,000 residents; and
4. Which has, before July 1, 2017, received referendum approval to issue debt to finance municipality-wide undergrounding of its utilities for electric transmission or distribution.

Nothing in this paragraph applies to the installation, placement, maintenance, or replacement of micro wireless facilities on any existing and duly authorized aerial communications facilities, provided that once aerial facilities are converted to underground, any such collocation or construction shall be only as provided by the municipality's underground utilities ordinance.

(q) This subsection does not authorize a person to collocate small wireless facilities or micro wireless facilities on an authority utility pole or erect a wireless support structure in a location subject to covenants, conditions, and restrictions; articles of incorporation; and bylaws of a home owners association. Nothing in this paragraph applies to the installation, placement, maintenance, or replacement of micro wireless facilities on any existing and duly authorized aerial communications facilities.

And the title is amended as follows:

Delete lines 56-63 and insert: construction; authorizing an authority to enforce local codes, administrative rules, or regulations adopted by ordinance in effect on a specified date which are applicable to a historic area designated by the state or authority; authorizing an authority to enforce pending local ordinances, administrative rules, or regulations that are applicable to a historic area designated by the state if the intent to adopt such changes has been publicly declared on or before a specified date; providing retroactive applicability; authorizing an authority to waive certain ordinances or other requirements; providing an effective

Pursuant to Rule 4.19, **CS for CS for CS for SB 596**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for CS for SB 206—A bill to be entitled An act relating to wills and trusts; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the

electronic will subject to certain conditions; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust's beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient's electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust's trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term “delivery of notice”; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; providing applicability; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was read the second time by title.

Senator Passidomo moved the following amendments which were adopted:

Amendment 1 (599332)—Delete lines 241-242 and insert: *provided in this act, s. 732.503, or the Florida Probate Rules; the execution of a living will under s. 765.302; and the acknowledgment of any*

Amendment 2 (574270) (with title amendment)—Between lines 483 and 484 insert:

Section 10. Section 732.528, Florida Statutes, is created to read:

732.528 *Liability coverage; receivership of qualified custodians.*—

(1) A qualified custodian shall:

(a) Post and maintain a blanket surety bond of at least \$250,000 to secure the faithful performance of all duties and obligations required under this act. The bond must be made payable to the Governor and his or her successors in office for the benefit of all persons who store electronic records with a qualified custodian and their estates, beneficiaries, successors, and heirs and be conditioned on the faithful performance of all duties and obligations under this act. The terms of the bond must cover the acts or omissions of the qualified custodian and each agent or employee of the qualified custodian; or

(b) Maintain a liability insurance policy that covers any losses sustained by any person who stores electronic records with a qualified custodian and their estates, beneficiaries, successors, and heirs which are caused by errors or omissions by the qualified custodian and each agent or employee of the qualified custodian. The policy must cover losses of up to at least \$250,000 in the aggregate.

(2) The Attorney General may petition a court of competent jurisdiction for the appointment of a receiver to manage the electronic records of a qualified custodian for proper delivery and safekeeping if any of the following conditions exist:

(a) The qualified custodian is ceasing operation.

(b) The qualified custodian intends to close the facility and adequate arrangements have not been made for proper delivery of the electronic records in accordance with this act.

(c) The Attorney General determines that conditions exist which present a danger that electronic records will be lost or misappropriated.

(d) The qualified custodian fails to maintain and post a surety bond or maintain insurance required by this section.

And the title is amended as follows:

Between lines 55 and 56 insert: 732.528, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond, subject to certain requirements, or to maintain a certain liability insurance policy; authorizing the Attorney General to petition a court for the appointment of a receiver to manage certain records under certain conditions; amending s.

Amendment 3 (311744) (with title amendment)—Between lines 483 and 484 insert:

Section 10. Present subsection (5) of section 732.901, Florida Statutes, is redesignated as subsection (6) of that section, and a new subsection (5) is added to that section, to read:

732.901 Production of wills.—

(5) An electronic will that is filed electronically with the clerk through the Florida Courts E-Filing Portal is deemed to have been deposited with the clerk as an original of the electronic will.

And the title is amended as follows:

Between lines 55 and 56 insert: 732.901, F.S.; providing that an electronic will that is filed electronically with the clerk is deemed to have been deposited as an original of the electronic will; amending s.

Pursuant to Rule 4.19, **CS for CS for CS for SB 206**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for SB 90—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the definition of the term “renewable energy source device”; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of any real property; deleting a provision relating to applicability as of a specified date; creating s. 196.182, F.S.; exempting a renewable energy source device from the tangible personal property tax; providing for expiration; re-

enacting ss. 193.155(4)(a) and 193.155(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing that specified amendments made by the act expire on a certain date; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment:

Amendment 1 (227886) (with title amendment)—Delete lines 22-103 and insert:

Section 1. Subsection (1) of section 24.118, Florida Statutes, is amended to read:

24.118 Other prohibited acts; penalties.—

(1) UNLAWFUL EXTENSIONS OF CREDIT.—Any retailer who extends credit or lends money to a person for the purchase of a lottery ticket is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. This subsection shall not be construed to prohibit the purchase of a lottery ticket through the use of a credit or charge card or other instrument issued by a bank, savings association, credit union, or charge card company or by a retailer pursuant to ~~part III~~ ~~part II~~ of chapter 520, provided that any such purchase from a retailer shall be in addition to the purchase of goods and services other than lottery tickets having a cost of no less than \$20.

Section 2. Section 193.624, Florida Statutes, is amended to read:

193.624 Assessment of *renewable energy source devices* ~~residential property~~.—

(1) As used in this section, the term “renewable energy source device” means any of the following equipment that collects, transmits, stores, or uses solar energy, wind energy, or energy derived from geothermal deposits:

- (a) Solar energy collectors, photovoltaic modules, and inverters.
- (b) Storage tanks and other storage systems, excluding swimming pools used as storage tanks.
- (c) Rockbeds.
- (d) Thermostats and other control devices.
- (e) Heat exchange devices.
- (f) Pumps and fans.
- (g) Roof ponds.
- (h) Freestanding thermal containers.
- (i) Pipes, ducts, *wiring, structural supports*, refrigerant handling systems, and other ~~components equipment~~ ~~used as integral parts of to~~ ~~interconnect~~ such systems; however, such equipment does not include conventional backup systems of any type or any equipment or structure that would be required in the absence of the renewable energy source device.
- (j) Windmills and wind turbines.
- (k) Wind-driven generators.

(l) Power conditioning and storage devices that *store or use solar energy, wind energy, or energy derived from geothermal deposits* to generate electricity or mechanical forms of energy.

(m) Pipes and other equipment used to transmit hot geothermal water to a dwelling or structure from a geothermal deposit.

The term does not include equipment that is on the distribution or transmission side of the point at which a renewable energy source device is interconnected to an electric utility's distribution grid or transmission lines.

- (2) In determining the assessed value of real property used:

(a) For residential purposes, ~~an increase in~~ the just value of the property attributable to ~~the installation of~~ a renewable energy source device may not be considered.

(b) For nonresidential purposes, 80 percent of the just value of the property attributable to a renewable energy source device may not be considered.

(3) This section applies to the installation of a renewable energy source device installed on or after January 1, 2013, to new and existing residential real property. *This section applies to a renewable energy source device installed on or after January 1, 2018, to all other real property, except when installed as part of a project planned for a location in a fiscally constrained county, as defined in s. 218.67(1), and for which an application for a comprehensive plan amendment or planned unit development zoning has been filed with the county on or before December 31, 2017.*

Section 3. *The amendments made by this act to s. 193.624(2) and (3), Florida Statutes 2016, expire December 31, 2037, and the text of those subsections shall revert to that in existence on December 31, 2017, except that any amendments to such text enacted other than by this act shall be preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.*

Section 4. Section 196.182, Florida Statutes, is created to read:

196.182 *Exemption of renewable energy source devices.—*

(1) *Eighty percent of the assessed value of a renewable energy source device, as defined in s. 193.624, which is considered tangible personal property and which is installed on real property on or after January 1, 2018, or which was installed before January 1, 2018, if the renewable energy source device was installed to supply a municipal electric utility located entirely within a consolidated government, is exempt from ad valorem taxation.*

(2) *The exemption provided in this section does not apply to a renewable energy source device that is installed as part of a project planned for a location in a fiscally constrained county, as defined in s. 218.67(1), and for which an application for a comprehensive plan amendment or planned unit development zoning has been filed with the county on or before December 31, 2017.*

(3) *Notwithstanding this section, 80 percent of the assessed value of a renewable energy source device, as defined in s. 193.624, which is affixed to property owned or leased by the United States Department of Defense for the military is exempt from ad valorem taxation, including, but not limited to, the tangible personal property tax.*

(4) *This section expires December 31, 2037.*

Section 5. Subsection (13) of section 501.604, Florida Statutes, is amended to read:

501.604 Exemptions.—The provisions of this part, except ss. 501.608 and 501.616(6) and (7), do not apply to:

(13) A commercial telephone seller licensed pursuant to chapter 516 or ~~part III~~ ~~part II~~ of chapter 520. For purposes of this exemption, the seller must solicit to sell a consumer good or service within the scope of his or her license and the completed transaction must be subject to the provisions of chapter 516 or ~~part III~~ ~~part II~~ of chapter 520.

Section 6. Parts II, III, IV, and V of chapter 520, Florida Statutes, are renumbered as Parts III, IV, V, and VI, respectively, and a new Part II, consisting of sections 520.20, 520.21, 520.22, 520.23, 520.24, 520.25, and 520.26, Florida Statutes, is created, to read:

PART II

RENEWABLE ENERGY SOURCE DEVICE SALES

520.20 *Definitions.—As used in this part, the term:*

(1) *“Agreement” means a contract executed between a buyer or lessee and a seller that leases or sells a renewable energy source device for*

installation on residential real property. As used in this part, the term includes retail installment contracts.

(2) *“Buyer” means an individual that enters into an agreement to buy or lease a renewable energy source device from a seller for installation on residential real property. As used in this subsection, the term “individual” means a single human being and does not include a firm, association of individuals, corporation, partnership, joint venture, sole proprietorship, or other entity.*

(3) *“Renewable energy source device” has the same meaning as in s. 193.624(1).*

(4) *“Lessee” means a person that enters into an agreement to lease or rent a renewable energy source device for installation on residential real property.*

(5) *“Retail installment contract” means an agreement executed in this state between a buyer and a seller in which the title to, or a lien upon, a renewable energy source device is retained or taken by the seller from the buyer as security, in whole or in part, for the buyer’s obligations to make specified payments over time.*

(6) *“Seller” means a person who is a solar contractor licensed in this state under chapter 489.*

520.21 *Applicability.—This part applies to agreements to sell or lease a renewable energy source device and is supplemental to other provisions contained in part III related to retail installment contracts. If any provision related to retail installment contract requirements for a renewable energy source device under this part conflicts with any other provision related to retail installment contracts, this part controls.*

520.22 *Safety compliance.—A seller who installs a renewable energy source device must comply with applicable safety standards established by the Department of Business and Professional Regulation pursuant to chapter 489 and part IV of chapter 553.*

520.23 *Disclosures required.—Each agreement governing the sale or lease of a renewable energy source device, as defined in s. 193.624, must include, at a minimum, the following information and disclosures, if applicable, which must be separately acknowledged by the buyer or lessee:*

(1) *The name, address, telephone number, and e-mail address of the buyer or lessee.*

(2) *The name, address, telephone number, e-mail address, and valid state contractor license number of the person responsible for installing the renewable energy source device, and the name of the renewable energy source device maintenance provider, if different from the person responsible for installing the renewable energy source device.*

(3) *A written statement indicating whether the buyer or lessee is purchasing or leasing the renewable energy source device.*

(a) *If the renewable energy source device will be leased, a disclosure must be included in substantially the following form: YOU ARE ENTERING INTO AN AGREEMENT TO LEASE A RENEWABLE ENERGY SOURCE DEVICE. YOU WILL LEASE (NOT OWN) THE SYSTEM INSTALLED ON YOUR PROPERTY.*

(b) *If the renewable energy source device will be purchased, a disclosure must be included in substantially the following form: YOU ARE ENTERING INTO AN AGREEMENT TO PURCHASE A RENEWABLE ENERGY SOURCE DEVICE. YOU WILL OWN (NOT LEASE) THE SYSTEM INSTALLED ON YOUR PROPERTY.*

(4) *If leased, the total cost to be paid by the lessee, including any interest, installation fees, document preparation fees, service fees, or other fees. If late fees may apply, the description must describe the circumstances in which such late fees apply.*

(5) *A payment schedule, including any amounts owed at the sale, at the contract signing, at the commencement of installation, and at the completion of installation, and any final payments. If the renewable energy source device is being leased, the disclosures must include the frequency and amount of each payment due under the lease and the total estimated lease payments over the term of the lease.*

(6) A description of the assumptions used to calculate any estimated savings of the renewable energy source device, and, if such estimates are provided, a statement in substantially the following form: It is important to understand that future electric utility rates are estimates only. Your future electric utility rates may vary.

(7) If leased, a description of any one-time or recurring fees, including, but not limited to, estimated device removal fees, maintenance fees, or interconnection fees. If late fees may apply, the description must describe the circumstances under which such late fees apply.

(8) If the renewable energy source device will be financed, a statement from the financing company or lender which includes a disclosure in substantially the following form: Your renewable energy source device is financed. Carefully read any agreements and/or disclosure forms provided by your lender. This statement does not contain the terms of your financing agreement. If you have any questions about your financing agreement, contact your finance provider before signing a contract.

(9) A provision notifying the buyer or lessee of the right to rescind the agreement for a period of at least 3 business days after the agreement is signed. This subsection does not apply to a contract to sell or lease a renewable energy source device in a solar community in which the entire community has been marketed as a solar community and all of the homes in the community are intended to have a renewable energy source device, or a solar community in which the developer has incorporated solar technology for purposes of meeting the Florida Building Code in s. 553.73.

(10) A description of the renewable energy source device, which must meet the standards established pursuant to s. 377.705, including the make and model of the major components, the device size, the estimated first-year energy production, and the estimated annual energy production decreases, and a statement as to whether utility compensation for excess energy generated by the device is available at the time of contract signing.

(11) If leased, a description of any performance or production guarantees of the renewable energy source device.

(12) If leased, a description of the ownership and transferability of any tax credits, rebates, incentives, or renewable energy certificates associated with the renewable energy source device, including a disclosure as to whether the lessor will assign or sell any associated renewable energy certificates to a third party.

(13) A statement in substantially the following form: You are responsible for property taxes on property that you own. Consult a tax professional to understand any tax liability or eligibility for any tax credits which may result from the purchase of your renewable energy source device.

(14) If leased, the approximate start and completion dates for the installation of the renewable energy source device.

(15) If leased, a disclosure as to whether maintenance and repairs of the renewable energy source device are included in the payment price.

(16) If purchased, a disclosure as to whether any warranty or maintenance obligations related to the renewable energy source device may be sold or transferred by the seller to a third party, and, if so, a statement in substantially the following form: Your contract may be assigned, sold, or transferred without your consent to a third party who will be bound to all the terms of the contract. If a transfer occurs, you will be notified if this will change the address or phone number to use for system maintenance or repair requests.

(17) If purchased, a disclosure notifying the buyer of the requirements for interconnecting the device to the utility system and the party responsible for obtaining interconnection approval.

(18) A description of any roof warranties.

(19) A disclosure notifying the lessee as to whether the lessor will insure a leased renewable energy source device against damage or loss, and, if applicable, the circumstances under which the lessor will not insure the device against damage or loss.

(20) A statement, if applicable, in substantially the following form: You are responsible for obtaining insurance policies or coverage for any loss of or damage to the device. Consult an insurance professional to understand how to protect the device against the risk of loss or damage.

(21) A disclosure notifying the buyer or lessee as to whether the seller or lessor will place a lien on the buyer's or lessee's home or other property as a result of entering into a purchase or lease agreement for the renewable energy source device.

(22) If leased, a disclosure notifying the lessee as to whether the lessor will file a fixture filing or a State of Florida Uniform Commercial Code Financial Statement Form (UCC-1) on the renewable energy source device.

(23) A disclosure identifying whether the agreement contains any restrictions on the buyer's or lessee's ability to modify or transfer ownership of a renewable energy source device, including whether any modification or transfer is subject to review or approval by a third party.

(24) A disclosure as to whether any lease agreement may be transferred to a purchaser upon sale of the home or real property to which the device is affixed, and any conditions for such transfer.

(25) A blank section that allows the seller to provide additional relevant disclosures or explain disclosures made elsewhere in the disclosure form.

520.24 Rulemaking authority; standard disclosure form.—

(1) The Department of Business and Professional Regulation shall adopt rules to implement and enforce this part.

(2) The Department of Business and Professional Regulation shall, by January 1, 2018, publish standard disclosure forms that may be used to comply with the disclosure requirements of this part. Disclosures provided in substantially the form published by the department are deemed to comply with the disclosure requirements of this part.

520.25 Penalties.—Any seller who willfully and intentionally violates any provision of this part commits a noncriminal violation, as defined in s. 775.08(3), punishable by a fine not to exceed the lesser of either the cost of the removal of the renewable energy source device by an independent third party or the cost of the renewable energy source device.

520.26 Exemptions.—This part does not apply to the following:

(1) A person or company, acting through its officers, employees, brokers, or agents, which markets, sells, solicits, negotiates, or enters into an agreement for the sale or financing of a renewable energy source device as part of a transaction involving the sale or transfer of the real property on which the system is or will be affixed.

(2) A transaction involving the sale or transfer of the real property on which a renewable energy source device is located.

(3) A third party, including a local government, which enters into an agreement for the financing of a renewable energy source device.

(4) The sale or lease of a renewable energy source device to be installed on nonresidential real property.

Section 7. Subsection (6) of section 520.68, Florida Statutes, is amended to read:

520.68 Persons not required to be licensed.—No home improvement finance seller's or seller's license shall be required under this act of any person when acting in any capacity or type of transaction set forth in this section:

(6) Retail establishments, including employees thereof, which are licensed under ~~part III~~ ~~part II~~ of this chapter and which engage in home improvements as an incidental part of their business. However, such retail establishments and their employees shall be governed by all other provisions contained in this act.

Section 8. Paragraph (d) of subsection (2) of section 671.304, Florida Statutes, is amended to read:

671.304 Laws not repealed; precedence where code provisions in conflict with other laws; certain statutory remedies retained.—

(2) The following laws and parts of laws are specifically not repealed and shall take precedence over any provisions of this code which may be inconsistent or in conflict therewith:

(d) Chapter 520—Retail installment sales (Part I, Motor Vehicle Sales Finance Act; *Part III Part II*, Retail Installment Sales Act; *Part IV Part III*, Installment Sales Finance Act).

Section 9. For the purpose of incorporating the amendment made by this act to section 193.624, Florida Statutes, in a reference thereto, paragraph (a) of subsection (4) of section 193.155, Florida Statutes, is reenacted to read:

193.155 Homestead assessments.—Homestead property shall be assessed at just value as of January 1, 1994. Property receiving the homestead exemption after January 1, 1994, shall be assessed at just value as of January 1 of the year in which the property receives the exemption unless the provisions of subsection (8) apply.

(4)(a) Except as provided in paragraph (b) and s. 193.624, changes, additions, or improvements to homestead property shall be assessed at just value as of the first January 1 after the changes, additions, or improvements are substantially completed.

Section 10. For the purpose of incorporating the amendment made by this act to section 193.624, Florida Statutes, in a reference thereto, paragraph (a) of subsection (6) of section 193.1554, Florida Statutes, is reenacted to read:

193.1554 Assessment of nonhomestead residential property.—

(6)(a) Except as provided in paragraph (b) and s. 193.624, changes, additions, or improvements to nonhomestead residential property shall be assessed at just value as of the first January 1 after the changes, additions, or improvements are substantially completed.

And the title is amended as follows:

Delete lines 3-17 and insert: amending s. 24.118, F.S.; conforming a cross-reference; amending s. 193.624, F.S.; revising the definition of the term “renewable energy source device”; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of real property used for residential purposes; prohibiting the consideration of a specified percentage of the just value of property attributable to a renewable energy source device in determining the assessed value of real property used for non-residential purposes; revising applicability; providing for expiration and reversion of specified amendments made by the act; creating s. 196.182, F.S.; exempting a specified percentage of the assessed value of certain renewable energy source devices from ad valorem taxation; providing applicability; exempting a specified percentage of the assessed value of renewable energy source devices affixed to property owned or leased by the United States Department of Defense for the military from ad valorem taxation; providing for expiration; amending s. 501.604, F.S.; conforming cross-references; reordering ch. 520, F.S., and creating part II of ch. 520, F.S., to be entitled “Renewable Energy Source Device Sales”; creating s. 520.20, F.S.; defining terms; creating s. 520.21, F.S.; providing applicability and construction; creating s. 520.22, F.S.; requiring sellers of renewable energy source devices to comply with certain safety standards established by the Department of Business and Professional Regulation; creating s. 520.23, F.S.; specifying requirements for information and disclosures in agreements governing the sale or lease of renewable energy source devices; creating s. 520.24, F.S.; requiring the department to adopt rules; requiring the department to publish standard disclosure forms by a specified date; providing construction; creating s. 520.25, F.S.; providing a penalty for willful and intentional violations; creating s. 520.26, F.S.; providing exemptions from applicability; amending ss. 520.68 and 671.304, F.S.; conforming cross-references; reenacting ss. 193.155(4)(a) and 193.1554(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following substitute amendment which was adopted:

Amendment 2 (469934) (with title amendment)—Delete lines 22-103 and insert:

Section 1. Section 193.624, Florida Statutes, is amended to read:

193.624 Assessment of *renewable energy source devices* ~~residential property~~.—

(1) As used in this section, the term “renewable energy source device” means any of the following equipment that collects, transmits, stores, or uses solar energy, wind energy, or energy derived from geothermal deposits:

- (a) Solar energy collectors, photovoltaic modules, and inverters.
- (b) Storage tanks and other storage systems, excluding swimming pools used as storage tanks.
- (c) Rockbeds.
- (d) Thermostats and other control devices.
- (e) Heat exchange devices.
- (f) Pumps and fans.
- (g) Roof ponds.
- (h) Freestanding thermal containers.
- (i) Pipes, ducts, *wiring, structural supports*, refrigerant handling systems, and other *components equipment* used as integral parts of ~~to interconnect~~ such systems; however, such equipment does not include conventional backup systems of any type or any equipment or structure that would be required in the absence of the renewable energy source device.
- (j) Windmills and wind turbines.
- (k) Wind-driven generators.
- (l) Power conditioning and storage devices that *store or use solar energy, wind energy, or energy derived from geothermal deposits* to generate electricity or mechanical forms of energy.
- (m) Pipes and other equipment used to transmit hot geothermal water to a dwelling or structure from a geothermal deposit.

The term does not include equipment that is on the distribution or transmission side of the point at which a renewable energy source device is interconnected to an electric utility's distribution grid or transmission lines.

(2) In determining the assessed value of real property used:

(a) For residential purposes, ~~an increase in~~ the just value of the property attributable to ~~the installation of~~ a renewable energy source device may not be considered.

(b) For nonresidential purposes, 80 percent of the just value of the property attributable to a renewable energy source device may not be considered.

(3) This section applies to the installation of a renewable energy source device installed on or after January 1, 2013, to new and existing residential real property. *This section applies to a renewable energy source device installed on or after January 1, 2018, to all other real property, except when installed as part of a project planned for a location in a fiscally constrained county, as defined in s. 218.67(1), and for which an application for a comprehensive plan amendment or planned unit development zoning has been filed with the county on or before December 31, 2017.*

Section 2. *The amendments made by this act to s. 193.624(2) and (3), Florida Statutes, expire December 31, 2037, and the text of those subsections shall revert to that in existence on December 31, 2017, except that any amendments to such text enacted other than by this act shall be*

preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text which expire pursuant to this section.

Section 3. Section 196.182, Florida Statutes, is created to read:

196.182 Exemption of renewable energy source devices.—

(1) *Eighty percent of the assessed value of a renewable energy source device, as defined in s. 193.624, which is considered tangible personal property and which is installed on real property on or after January 1, 2018, or which was installed before January 1, 2018, if the renewable energy source device was installed to supply a municipal electric utility located within a consolidated government, is exempt from ad valorem taxation.*

(2) *The exemption provided in this section does not apply to a renewable energy source device that is installed as part of a project planned for a location in a fiscally constrained county, as defined in s. 218.67(1), and for which an application for a comprehensive plan amendment or planned unit development zoning has been filed with the county on or before December 31, 2017.*

(3) *Notwithstanding this section, 80 percent of the assessed value of a renewable energy source device, as defined in s. 193.624, which is affixed to property owned or leased by the United States Department of Defense for the military is exempt from ad valorem taxation, including, but not limited to, the tangible personal property tax.*

(4) *This section expires December 31, 2037.*

Section 4. For the purpose of incorporating the amendment made by this act to section 193.624, Florida Statutes, in a reference thereto, paragraph (a) of subsection (4) of section 193.155, Florida Statutes, is reenacted to read:

193.155 Homestead assessments.—Homestead property shall be assessed at just value as of January 1, 1994. Property receiving the homestead exemption after January 1, 1994, shall be assessed at just value as of January 1 of the year in which the property receives the exemption unless the provisions of subsection (8) apply.

(4)(a) Except as provided in paragraph (b) and s. 193.624, changes, additions, or improvements to homestead property shall be assessed at just value as of the first January 1 after the changes, additions, or improvements are substantially completed.

Section 5. For the purpose of incorporating the amendment made by this act to section 193.624, Florida Statutes, in a reference thereto, paragraph (a) of subsection (6) of section 193.1554, Florida Statutes, is reenacted to read:

193.1554 Assessment of nonhomestead residential property.—

(6)(a) Except as provided in paragraph (b) and s. 193.624, changes, additions, or improvements to nonhomestead residential property shall be assessed at just value as of the first January 1 after the changes, additions, or improvements are substantially completed.

And the title is amended as follows:

Delete lines 3-17 and insert: amending s. 193.624, F.S.; revising the definition of the term “renewable energy source device”; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of real property used for residential purposes; prohibiting the consideration of a specified percentage of the just value of property attributable to a renewable energy source device in determining the assessed value of real property used for nonresidential purposes; revising applicability; providing for expiration of specified amendments made by the act; creating s. 196.182, F.S.; exempting a specified percentage of the assessed value of certain renewable energy source devices from ad valorem taxation; providing applicability; exempting a specified percentage of the assessed value of renewable energy source devices affixed to property owned or leased by the United States Department of Defense for the military from ad valorem taxation; providing for expiration; reenacting ss. 193.155(4)(a) and 193.1554(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, re-

spectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto;

Pursuant to Rule 4.19, **CS for SB 90**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 38—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 38**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 6511** was withdrawn from the Committee on Appropriations.

On motion by Senator Benacquisto—

CS for CS for HB 6511—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 38** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 6511** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 400—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.11, F.S.; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to appoint division personnel; requiring specified personnel to have Selected Exempt Service status; amending s. 561.17, F.S.; revising the entities that may issue a certificate indicating an alcoholic beverage license applicant's place of business meets all of the sanitary requirements of the state; amending s. 561.20, F.S.; revising who may be issued a special license in counties otherwise subject to limits on the number of licenses issued; revising the requirements for retaining certain business records; amending s. 561.331, F.S.; requiring certain temporary beverage licenses to be issued by the district supervisor of a district without assessing additional fees or taxes; amending s. 564.01, F.S.; redefining the term “wine”; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale, of cider in growlers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove a resealed wine container from a restaurant for off-premises consumption; amending s. 565.03, F.S.; specifying the state license tax for craft distilleries; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for CS for SB 400** to **CS for CS for CS for HB 689**.

Pending further consideration of **CS for CS for SB 400**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 689** was withdrawn from the Committees on Regulated Industries; and Appropriations.

On motion by Senator Perry—

CS for CS for CS for HB 689—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco; amending s. 561.11, F.S.; revising the power and authority of the division to include appointment of division personnel; requiring that certain personnel be assigned to the Selected Exempt Service; amending s. 561.17, F.S.; authorizing the Agency for Health Care Administration to certify that an alcoholic beverage license applicant's place of business meets sani-

tary requirements; amending s. 561.20, F.S.; revising provisions relating to special licenses to sell alcoholic beverages for licensed caterers; making technical changes; amending s. 561.331, F.S.; removing the fee for transferring or changing the location of a temporary beverage license; amending s. 562.13, F.S.; authorizing minors employed by specified businesses to sell beer and wine under certain circumstances; amending s. 564.01, F.S.; revising a definition; amending s. 565.03, F.S.; revising requirements for an annual state license tax for a distillery and craft distillery; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 400**, as amended, and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 689** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

CS for CS for SB 64—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

—was read the third time by title.

CO-INTRODUCERS

On motion by Senator Gibson, the following Senators were recorded as co-introducers of **CS for CS for SB 64**.

The vote was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

Pending further consideration of **CS for CS for SB 64**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 185** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

On motion by Senator Bean, by two-thirds vote—

CS for CS for CS for HB 185—A bill to be entitled An act relating to state park fees; creating s. 258.0142, F.S.; providing certain discounts on state park fees to specified foster and adoptive families; requiring the Division of Recreation and Parks within the Department of Environmental Protection, in consultation with the Department of Children and Families, to establish certain documentation standards and create a procedure for obtaining the discounts; requiring the division to continue a partnership with the Department of Children and Families to promote fostering and adoption of special needs children with certain events; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 64** and read the second time by title.

On motion by Senator Bean, by two-thirds vote, **CS for CS for CS for HB 185** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

INTRODUCTION OF FORMER SENATORS

The President recognized Representative Joseph Abruzzo, a former Senator, who was present in the chamber.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 11:52 a.m. to reconvene at 2:30 p.m., or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 2:30 p.m. A quorum present—31:

Mr. President	Flores	Rouson
Baxley	Gainer	Simmons
Bean	Gibson	Simpson
Benacquisto	Grimsley	Stargel
Book	Latvala	Steube
Bracy	Mayfield	Stewart
Bradley	Montford	Thurston
Brandes	Passidomo	Torres
Broxson	Perry	Young
Campbell	Powell	
Clemens	Rodriguez	

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

On motion by Senator Latvala—

CS for CS for SB 1672—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; providing that the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority; amending s. 343.90, F.S.; revising the short title to “Tampa Bay Area Regional Transit Authority Act”; amending s. 343.91, F.S.; revising the definition of the term “authority” to mean the Tampa Bay Area Regional Transit Authority and to include only Hernando, Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; revising the definition of the

term “commuter rail”; amending s. 343.92, F.S.; creating the Tampa Bay Area Regional Transit Authority to replace the Tampa Bay Area Regional Transportation Authority; decreasing voting membership on the governing board of the authority; requiring the members to be appointed within a specified period; revising appointment and term requirements of such membership; revising requirements for filling vacancies on the board; requiring the Governor to appoint an initial chair of the board from one of the four members appointed by the Governor; providing that seven members of the board constitute a quorum; providing that the vote of seven members is necessary for any action to be taken by the authority; requiring the board to evaluate the abolishment, continuance, modification, or establishment of specified committees, beginning on a specified date; requiring the board to submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the Legislature before a specified time; deleting requirements related to the establishment of a Transit Management Committee, a Citizens Advisory Committee, and technical advisory committees; conforming provisions to changes made by the act; amending s. 343.922, F.S.; revising the express purposes of the authority to include planning, implementing, and operating mobility improvements and expansions of certain multimodal transportation options, producing a certain regional transit development plan, and serving as the recipient of certain federal funds under certain circumstances; directing the authority to provide to the Legislature a plan to produce the regional transit development plan by a specified date; providing requirements for the regional transit development plan; requiring the authority to develop and adopt a regional transit development plan, rather than a transportation master plan; deleting obsolete provisions; conforming provisions to changes made by the act; providing that an action by the authority regarding the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, requires approval by a majority vote of each M.P.O. serving the county or counties where such rail transit investment will be made, and the approval of the Legislature by an act of general law; prohibiting the authority from engaging in certain advocacy that seeks to approve the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof; requiring the authority to conduct a feasibility study, through an independent third party, for any project of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, before proceeding with the development of the project and before any related contracts are issued; requiring the feasibility study to be submitted to the Governor, the Legislature, and the board of county commissioners of specified counties; amending ss. 343.94, 343.947, 343.95, 343.975, and 343.976, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (511316) (with title amendment)—Delete lines 350-470 and insert:

intercounty project or an intracounty capital project that represents a phase of an intercounty project that exists in a single county within the designated region.

(2)(a) The authority has the right to plan, develop, finance, construct, own, purchase, operate, maintain, relocate, equip, repair, and manage those public transportation projects, such as express bus services; bus rapid transit services; light rail, commuter rail, heavy rail, or other transit services; ferry services; transit stations; park-and-ride lots; transit-oriented development nodes; or feeder roads, reliever roads, connector roads, bypasses, or appurtenant facilities, that are intended to address critical transportation needs or concerns in the ~~Tampa Bay~~ region as identified by the authority ~~by July 1, 2009~~. These projects may also include all necessary approaches, roads, bridges, and avenues of access that are desirable and proper with the concurrence of the department, as applicable, if the project is to be part of the State Highway System.

(3)(a) ~~No later than July 1, 2009~~, The authority shall develop and adopt a regional *transit development* ~~transportation master~~ plan that provides a vision for a regionally integrated multimodal transportation system. The goals and objectives of the ~~master~~ plan are to identify areas of the ~~Tampa Bay~~ region where multimodal mobility, traffic safety, freight mobility, and efficient emergency evacuation alternatives need to be improved; identify areas of the region where multimodal transportation systems would be most beneficial to enhance mobility and

economic development; develop methods of building partnerships with local governments, existing transit providers, expressway authorities, seaports, airports, and other local, state, and federal entities; develop methods of building partnerships with CSX Corporation and CSX Transportation, Inc., to craft mutually beneficial solutions to achieve the authority’s objectives, and with other private sector business community entities that may further the authority’s mission, and engage the public in support of regional multimodal transportation improvements. The ~~master~~ plan shall identify and may prioritize projects that will accomplish these goals and objectives, including, without limitation, the creation of express bus and bus rapid transit services, light rail, commuter rail, and heavy rail transit services, ferry services, freight services, and any other multimodal transportation system projects that address critical transportation needs or concerns, pursuant to subsection (2); and identify the costs of the proposed projects and revenue sources that could be used to pay those costs. In developing the ~~master~~ plan, the authority shall review and coordinate with the future land use, capital improvements, and traffic circulation elements of its member local governments’ comprehensive plans and the plans, programs, and schedules of other units of government having transit or transportation authority within whose jurisdictions the projects or improvements will be located to define and resolve potential inconsistencies between such plans and the authority’s developing ~~master~~ plan. ~~By July 1, 2008, the authority, working with its member local governments, shall adopt a mandatory conflict resolution process that addresses consistency conflicts between the authority’s regional transportation master plan and local government comprehensive plans.~~

(b) The authority shall consult with the department to further the goals and objectives of the Strategic Regional Transit Needs Assessment completed by the department.

(c) Before the adoption of the *regional transit development* ~~master~~ plan, the authority shall hold at least one public meeting in each of the ~~seven~~ counties within the designated region. At least one public hearing must be held before the authority’s board.

(d) After its adoption, the *regional transit development* ~~master~~ plan shall be updated every 5 years before July 1.

(e) The authority shall present the original *regional transit development* ~~master~~ plan and updates to the governing bodies of the counties within the *designated* ~~seven-county~~ region, to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee, and to the legislative delegation members representing those counties within 90 days after adoption.

(f) The authority shall coordinate plans and projects with the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee, to the extent practicable, and participate in the regional M.P.O. planning process to ensure regional comprehension of the authority’s mission, goals, and objectives.

(g) The authority shall provide administrative support and direction to the TBARTA Metropolitan Planning Organization Chairs Coordinating Committee as provided in s. 339.175(6)(i).

(4) The authority may undertake projects or other improvements in the *regional transit development* ~~master~~ plan in phases as particular projects or segments become feasible, as determined by the authority. The authority shall coordinate project planning, development, and implementation with the applicable local governments. The authority’s projects that are transportation oriented must be consistent to the maximum extent feasible with the adopted local government comprehensive plans at the time such projects are funded for construction. Authority projects that are not transportation oriented and meet the definition of development pursuant to s. 380.04 must be consistent with the local comprehensive plans. In carrying out its purposes and powers, the authority may request funding and technical assistance from the department and appropriate federal and local agencies, including, but not limited to, state infrastructure bank loans.

(5) The authority is granted and may exercise all powers necessary, appurtenant, convenient, or incidental to the carrying out of the aforesaid purposes, including, but not limited to, the following rights and powers:

(g) To borrow money and to make and issue negotiable notes, bonds, refunding bonds, and other evidences of indebtedness or obligations, either in temporary or definitive form, hereinafter in this chapter sometimes called “revenue bonds” of the authority, for the purpose of financing all or part of the mobility improvements within the ~~Tampa Bay~~ **Tampa Bay** region, as well as the appurtenant facilities, including all approaches, streets, roads, bridges, and avenues of access authorized by this part, the bonds to mature not exceeding 40 years after the date of the issuance thereof, and to secure the payment of such bonds or any part thereof by a pledge of any or all of its revenues, rates, fees, rentals, or other charges.

(9)(a) *An action by the authority regarding state funding of commuter rail, heavy rail transit, or light rail transit, as defined in s. 343.91, or any combination thereof, requires approval by a majority vote of each M.P.O. serving the county or counties where such rail transit investment will be made, and the approval by an act of the Legislature.*

(b) *Subject to the requirements of s. 106.113, the authority may not engage in any advocacy regarding*

And the title is amended as follows:

Delete lines 59-68 and insert: an action by the authority regarding state funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, requires approval by a majority vote of each M.P.O. serving the county or counties where such rail transit investment will be made, and the approval by an act of the Legislature; prohibiting the authority from engaging in certain advocacy that seeks to approve the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, subject to specified requirements; requiring the

Pursuant to Rule 4.19, **CS for CS for SB 1672**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 1670—A bill to be entitled An act relating to juvenile justice; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for a birth certificate issued to certain juvenile offenders; amending s. 985.25, F.S.; revising terminology; requiring that a child who meets specified criteria be placed in secure detention care until the child’s detention hearing; amending s. 985.255, F.S.; revising terminology; providing an additional circumstance under which the court may order continued detention; providing criteria for a child to be a prolific juvenile offender; defining the term “arrest event”; specifying certain information and criteria that may be considered by a court only when determining whether a prolific juvenile offender should be held in secure detention; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in certain detention care under a special detention order until disposition; specifying time limitations for secure detention for a prolific juvenile offender; defining the term “disposition”; providing for the tolling of nonsecure detention care for an alleged violation of such detention care; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention care days served if a child violates nonsecure detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a residential commitment program until the placement or commitment is accomplished; deleting provisions specifying the maximum number of days a child may be placed in secure detention under certain circumstances; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child who is a prolific juvenile offender to be held within a specified period unless such child requests a delay; revising the circumstances under which an adjudication of delinquency for a felony disqualifies a person from possessing a firearm; providing a declaration of important state interest; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving BB guns, air or gas-operated guns, or electric weapons or devices, to incorporate the amendments made by the act to ss. 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., relating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references

thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.255(2), F.S., relating to detention criteria and hearings, to incorporate the amendment made by this act to s. 985.26, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1670** was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING, continued

Consideration of **HB 1233** was deferred.

SB 1390—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1390**, pursuant to Rule 3.11(3), there being no objection, **HB 1169** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Latvala, by two-thirds vote—

HB 1169—A bill to be entitled An act relating to transportation facility designations; providing honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—a companion measure, was substituted for **SB 1390** and read the second time by title.

On motion by Senator Latvala, by two-thirds vote, **HB 1169** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Clemens	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young

Nays—None

Vote after roll call:

Yea—Galvano

Consideration of **HB 7113** was deferred.

CS for SB 102—A bill to be entitled An act relating to the payment of health care claims; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circum-

stances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; exempting certain Medicaid managed care plans; providing an effective date.

—was read the third time by title.

SENATOR FLORES PRESIDING

On motion by Senator Steube, **CS for SB 102** was passed and certified to the House. The vote on passage was:

Yeas—33

Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Mayfield	Steube
Braynon	Montford	Stewart
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Clemens	Powell	Young

Nays—None

Vote after roll call:

Yea—Farmer, Galvano

CS for CS for SB 368—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; directing the department to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending chapter 26497, Laws of Florida, 1951; revising the name of an honorary designation of a transportation facility in a specified county; amending chapter 2014-228, Laws of Florida; revising the name of an honorary designation of a transportation facility in a specified county; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Montford, **CS for CS for SB 368**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—34

Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	
Farmer	Rader	

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 1338—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; authorizing certain grandfathered private residential multifamily docks to exceed the number of moored

boats for the number of residential units; amending s. 327.02, F.S.; providing and revising definitions; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing a condition under which a vessel is at risk of becoming derelict; specifying the means by which an officer may provide notice to a vessel owner or operator; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to the anchoring of vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting the anchoring or mooring of vessels and floating structures in certain areas; providing exceptions and a penalty; amending s. 327.44, F.S.; prohibiting mooring that unreasonably or unnecessarily constitutes a navigational hazard or interference with another vessel; amending s. 327.46, F.S.; authorizing owners of certain private submerged land to request that the commission establish boating-restricted areas to protect certain seagrass; authorizing the commission to adopt rules; providing a definition; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations that prohibit or restrict mooring or anchoring of certain vessels, that require sewage disposal by certain vessels and floating structures, and that authorize the removal of certain vessels; requiring local governments with requirements for sewage disposal to provide sewage pumpout services; requiring the commission to review and approve certain ordinances; providing applicability; authorizing the commission to adopt rules; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring in prohibited areas; amending s. 327.73, F.S.; providing penalties for operating a vessel with an expired registration and anchoring or mooring in prohibited areas; amending s. 328.09, F.S.; prohibiting the issuance of certificates of title for derelict vessels unless certain documentation is provided; amending s. 328.70, F.S.; providing that a commercial fishing vessel must be classified and registered as a commercial vessel; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of vessels with an expired registration; amending s. 705.103, F.S.; exempting derelict vessels from certain abandoned or lost property notice requirements; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 1338**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 7043** was withdrawn from the Committee on Appropriations.

On motion by Senator Book, by two-thirds vote—

CS for CS for HB 7043—A bill to be entitled An act relating to vessels; amending s. 253.0347, F.S.; authorizing certain grandfathered private residential multifamily docks to moor a number of boats that exceeds the number of units within the private multifamily development; amending s. 327.02, F.S.; providing and revising definitions; amending s. 327.391, F.S.; conforming a cross-reference; amending s. 327.4107, F.S.; providing a condition under which a vessel is at risk of becoming derelict; specifying the means by which an officer may provide certain telephonic or written notice to a vessel owner or operator; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.4108, F.S.; removing the expiration of provisions relating to anchoring vessels in anchoring limitation areas; creating s. 327.4109, F.S.; prohibiting owners and operators of vessels and floating structures from anchoring or mooring in certain areas; providing exceptions and a penalty; amending s. 327.44, F.S.; prohibiting persons from mooring vessels in a manner that constitutes certain navigational hazards or interference; amending s. 327.46, F.S.; authorizing owners of certain privately submerged land to request that the commission establish boating-restricted areas to protect certain seagrass; authorizing the commission to adopt rules; providing a definition; amending s. 327.60, F.S.; authorizing a local government to enact and enforce certain regulations that prohibit or restrict mooring or anchoring of certain vessels, that require sewage disposal by certain vessels and floating structures, and that authorize the removal of certain vessels; requiring local governments to ensure that certain sewage pumpout services and facilities are available; requiring the commission to review and approve certain ordinances; providing applicability; authorizing the commission to adopt rules; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for anchoring or mooring in prohibited areas; amending s. 327.73, F.S.; providing penalties for operating a vessel with an expired registration and anchoring or mooring in prohibited areas; amending s. 328.09, F.S.; prohibiting the issuance of certificates of title for derelict vessels unless certain documentation is provided; amending

s. 328.70, F.S.; requiring commercial fishing vessels to be registered and classified as commercial vessels; amending s. 328.72, F.S.; revising the penalties for operation, use, or storage of vessels with expired registrations; amending s. 705.103, F.S.; exempting certain law enforcement officers from specified abandoned or lost property notice requirements; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1338** and read the second time by title.

On motion by Senator Book, by two-thirds vote, **CS for CS for HB 7043** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Latvala	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	
Farmer	Rader	

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 370—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; amending s. 252.55, F.S.; defining terms; requiring certain employers to provide Civil Air Patrol leave; prohibiting specified public and private employers from discharging, reprimanding, or penalizing a Civil Air Patrol member because of his or her absence by reason of taking Civil Air Patrol leave; providing procedures for and requirements of employees and employers with respect to Civil Air Patrol leave and employment following such leave; specifying rights and entitlements of a Civil Air Patrol member who returns to work following Civil Air Patrol leave; providing for a civil action; specifying damages; authorizing the award of attorney fees and costs; specifying conditions under which a certification of probable cause of a violation of the act may be issued; providing a declaration of important state interest; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Stargel, **CS for CS for SB 370**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—33

Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Mayfield	Steube
Braynon	Montford	Stewart
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Clemens	Powell	Young

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 800—A bill to be entitled An act relating to medication synchronization; creating s. 627.64196, F.S., and amending s. 641.31, F.S.; requiring health insurers and health maintenance organizations, respectively, which issue or deliver certain policies or contracts to offer medication synchronization to allow insureds and subscribers to align refill dates for certain drugs at least once in a plan year; requiring such insurers and health maintenance organizations to implement a process for aligning such dates; authorizing medical synchronization only through a network pharmacy; providing exceptions from partial filling for the purpose of aligning refill dates; requiring such insurers and health maintenance organizations to pay, except under certain circumstances, the full dispensing fee for a partial refill to align refill dates; requiring such insurers and health maintenance organizations to prorate certain cost-sharing obligations; providing applicability; providing that specified alternate processes used by health insurers and health maintenance organizations comply with medication synchronization requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for CS for SB 800** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 890—A bill to be entitled An act relating to the Florida Endowment for Vocational Rehabilitation; amending s. 413.615, F.S.; requiring the Florida Endowment Foundation for Vocational Rehabilitation to maintain separate accounts for certain funds received from state sources and public or private sources; establishing restrictions regarding administrative costs of the foundation; requiring the foundation to publish specified information on its website; requiring that funds allocated for research, advertising, or consulting be subject to a competitive solicitation process; prohibiting use of state funds to fund certain events; extending the date for future review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for SB 890** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Campbell	Latvala
Bean	Clemens	Lee
Benacquisto	Farmer	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Garcia	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader
Broxson	Hutson	Rodriguez

Rouson	Stargel	Thurston
Simmons	Steube	Torres
Simpson	Stewart	Young

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 896—A bill to be entitled An act relating to the Florida Prepaid College Board; amending s. 1009.971, F.S.; revising the financial disclosures required to be filed by certain Florida Prepaid College Board members; amending s. 1009.983, F.S.; extending the repeal date of the direct-support organization for the Florida Prepaid College Board; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for CS for SB 896** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 577—A bill to be entitled An act relating to discount plan organizations; revising the titles of ch. 636, F.S., and part II of ch. 636, F.S.; amending s. 636.202, F.S.; revising definitions; amending s. 636.204, F.S.; conforming provisions to changes made by the act; amending s. 636.206, F.S.; conforming provisions to changes made by the act; providing record keeping requirements for discount plan organizations; amending s. 636.208, F.S.; conforming provisions to changes made by the act; revising a specified condition for a member to receive a reimbursement of certain charges after cancelling a membership in a discount plan organization; amending s. 636.212, F.S.; requiring discount plan organizations or marketers to provide prospective members with certain disclosures; requiring prospective members to acknowledge the receipt and acceptance of such disclosures before enrolling in a discount plan; specifying what a first page is for the purpose of a disclosure requirement on certain materials relating to a discount plan; providing requirements for disclosures made in writing, by electronic means, and by telephone; amending s. 636.214, F.S.; making a technical change; conforming provisions to changes made by the act; amending s. 636.216, F.S.; deleting provisions relating to requirements to file with and obtain approval from the Department of Financial Services of certain charges and forms; conforming provisions to changes made by the act; amending s. 636.228, F.S.; conforming provisions to changes made by the act; authorizing a discount plan organization to delegate functions to its marketers; providing that the discount plan organization is bound to acts of its marketers within the scope of delegation; amending s. 636.230, F.S.; authorizing a marketer or discount plan organization to commingle certain products on a single page of certain documents; deleting a requirement for discount medical plan fees to be provided in writing under certain circumstances; amending s. 636.232, F.S.; revising the authority for the Financial Services Commission to adopt rules; amending ss. 408.9091, 408.910, 627.64731, 636.003, 636.205, 636.207, 636.210, 636.218, 636.220, 636.222, 636.223, 636.224, 636.226, 636.234, 636.236, 636.238, 636.240, and 636.244, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for HB 577** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Vote preference:

April 28, 2017: Yea to Nay—Campbell

SB 438—A bill to be entitled An act relating to out-of-school suspension; amending s. 1002.20, F.S.; authorizing a parent to give public testimony regarding a district school board's out-of-school suspension policy at a specified meeting; amending s. 1006.07, F.S.; requiring a district school board to review its rules authorizing out-of-school suspension during a specified timeframe at a district school board meeting; requiring the board to take public testimony at the meeting; providing that the rules expire under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **SB 438** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 1079—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.0962, F.S.; providing an exemption from public records requirements for those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for the disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for any portion of a public meeting which would reveal those portions of a campus emergency response which address the response of a public postsecondary educational institution to an act of terrorism or other public safety crisis or emergency; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for HB 1079** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Bean	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Baxley

CS for CS for HB 615—A bill to be entitled An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant’s initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; providing rulemaking authority; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for HB 615** was passed and certified to the House. The vote on passage was:

Yeas—36

Bean	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Baxley

SB 114—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; deleting the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state register such cosmetic biennially with the De-

partment of Business and Professional Regulation; amending ss. 499.003, 499.041, and 499.051, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 114**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 211** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Brandes, by two-thirds vote—

CS for HB 211—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; deleting the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state register such cosmetic biennially with the Department of Business and Professional Regulation; amending s. 499.041, F.S.; revising the annual fee for a cosmetic manufacturing permit; conforming provisions to changes made by the act; amending ss. 499.003 and 499.051, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 114** and read the second time by title.

On motion by Senator Brandes, by two-thirds vote, **CS for HB 211** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Grimsley	Rouson
Book	Hutson	Simmons
Bracy	Latvala	Simpson
Bradley	Lee	Stargel
Brandes	Mayfield	Steube
Braynon	Montford	Stewart
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Clemens	Powell	Young

Nays—None

Vote after roll call:

Yea—Galvano

CS for CS for SB 182—A bill to be entitled An act relating to consumer protection from nonmedical changes to prescription drug formularies; creating s. 627.42393, F.S.; limiting, under specified circumstances, changes to a health insurance policy prescription drug formulary during a policy year; providing construction and applicability; amending s. 627.6699, F.S.; requiring small employer carriers to limit changes to prescription drug formularies under certain circumstances; amending s. 641.31, F.S.; limiting, under specified circumstances, changes to a health maintenance contract prescription drug formulary during a contract year; providing construction and applicability; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for CS for SB 182** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Bradley	Clemens
Bean	Brandes	Farmer
Benacquisto	Braynon	Flores
Book	Broxson	Gainer
Bracy	Campbell	Galvano

Garcia	Passidomo	Stargel
Gibson	Perry	Steube
Grimsley	Powell	Stewart
Hutson	Rader	Thurston
Latvala	Rodriguez	Torres
Lee	Rouson	Young
Mayfield	Simmons	
Montford	Simpson	

Nays—None

SB 256—A bill to be entitled An act relating to the Florida Center for the Partnerships for Arts Integrated Teaching; amending s. 1004.344, F.S.; abrogating the scheduled expiration of the center; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **SB 256** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

CS for HB 863—A bill to be entitled An act relating to hospice services; amending s. 408.036, F.S.; exempting certain hospice services in a not-for-profit retirement community from specified review and application requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for HB 863** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 103—A bill to be entitled An act relating to public records; amending s. 382.008, F.S.; providing procedures for the registration of a nonviable birth; requiring nonviable birth certificates to contain information required for legal, social, and health research purposes; directing the Department of Health to authorize the issuance of certain

records; providing that certain information included in nonviable birth certificates is confidential and exempt from public records requirements; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for HB 103** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for HB 101—A bill to be entitled An act relating to certificates of nonviable birth; creating the “Grieving Families Act”; amending s. 382.002, F.S.; providing a definition; amending 382.008, F.S.; authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to electronically receive a certificate of nonviable birth; authorizing certain health care practitioners and health care facilities to electronically file a registration of nonviable birth within a specified timeframe; amending s. 382.0085, F.S.; conforming a cross-reference; creating s. 382.0086, F.S.; requiring the Department of Health to issue a certificate of nonviable birth within a specified timeframe upon the request of a parent; requiring the person registering the nonviable birth to advise the parent that a certificate of nonviable birth is available, that the certificate of nonviable birth is a public record, and that certain information is exempt from disclosure; requiring the request for a certificate of nonviable birth to be on a form prescribed by the department and to include certain information; providing requirements for the certificate of nonviable birth; authorizing a parent to request a certificate of nonviable birth regardless of the date on which the nonviable birth occurred; designating the refusal to issue a certificate of nonviable birth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of nonviable birth to calculate live birth statistics; prohibiting specified provisions from being used in certain civil actions; authorizing the department to adopt rules; amending s. 382.0255, F.S.; authorizing the department to collect fees for processing and filing a new certificate of nonviable birth; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 101** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Campbell	Latvala
Bean	Clemens	Lee
Benacquisto	Farmer	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Galvano	Perry
Brandes	Gibson	Powell
Braynon	Grimsley	Rader
Broxson	Hutson	Rodriguez

Rouson	Stargel	Thurston
Simmons	Steube	Torres
Simpson	Stewart	Young

Nays—None

SB 1094—A bill to be entitled An act relating to the Forensic Hospital Diversion Pilot Program; amending s. 916.185, F.S.; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in Okaloosa County in conjunction with the First Judicial Circuit in Okaloosa County; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 1094**, pursuant to Rule 3.11(3), there being no objection, **HB 1051** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

On motion by Senator Gainer, by two-thirds vote—

HB 1051—A bill to be entitled An act relating to the Forensic Hospital Diversion Pilot Program; amending s. 916.185, F.S.; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in Okaloosa County in conjunction with the First Judicial Circuit in Okaloosa County; providing an effective date.

—a companion measure, was substituted for **SB 1094** and read the second time by title.

On motion by Senator Gainer, by two-thirds vote, **HB 1051** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for SB 1726—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing the Department of Agriculture and Consumer Services to oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences at the University of Florida and the Florida Agricultural and Mechanical University; authorizing the universities to develop the pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; providing requirements for a qualified project partner; requiring each university to obtain the authorization of its board of trustees before implementing a pilot project; requiring pilot projects to comply with rules adopted by the department; requiring the department to adopt certain rules by a specified date; requiring the universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature within a specified timeframe; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Montford, **CS for CS for SB 1726**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 1347—A bill to be entitled An act relating to application of the Florida Deceptive and Unfair Trade Practices Act to credit unions; amending s. 501.212, F.S.; exempting credit unions from regulation under the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **CS for HB 1347** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for SB 1604—A bill to be entitled An act relating to the Department of Corrections; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate’s protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time can be

earned; amending s. 944.597, F.S.; revising provisions relating to training of a transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; amending s. 947.149, F.S.; defining the term "inmate with a debilitating illness"; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; providing criteria for eligibility; requiring the department to refer an eligible inmate for release; requiring the Commission on Offender Review to verify the referral; requiring that the department's referral for release include certain documents; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 1604**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1201** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

On motion by Senator Bracy, by two-thirds vote—

CS for CS for HB 1201—A bill to be entitled An act relating to the Department of Corrections; amending s. 943.04, F.S.; authorizing the Department of Law Enforcement to issue an investigative demand seeking the production of an inmate's protected health information, medical records, or mental health records under certain circumstances; specifying requirements for the investigative demand; amending s. 944.151, F.S.; revising legislative intent; revising membership requirements for the safety and security review committee appointed by the Department of Corrections; specifying the duties of the committee; requiring the department to direct appropriate staff to complete specified duties of the department; revising scheduling requirements for inspections of state and private correctional institutions and facilities; revising the list of institutions that must be given priority for inspection; revising the list of institutions that must be given priority for certain security audits; revising minimum audit and evaluation requirements; requiring the department to direct appropriate staff to review staffing policies and practices as needed; conforming provisions to changes made by the act; amending s. 944.17, F.S.; authorizing the department to receive specified documents electronically at its discretion; amending s. 944.275, F.S.; revising the conditions on which an inmate may be granted a one-time award of 60 additional days of incentive gain-time by the department; clarifying when gain-time may be earned; amending s. 944.597, F.S.; revising provisions relating to training of transport company's employees before transporting prisoners; amending s. 945.36, F.S.; exempting employees of a contracted community correctional center from certain health testing regulations for the limited purpose of administering urine screen drug tests on inmates and releasees; amending s. 958.11, F.S.; deleting a provision authorizing the department to assign 18-year-old youthful offenders to the 19-24 age group facility under certain circumstances; deleting a condition that all female youth offenders are allowed to continue to be housed together only until certain institutions are established or adapted for separation by age and custody classifications; authorizing inmates who are 17 years of age or under to be placed at an adult facility for specified purposes, subject to certain conditions; authorizing the department to retain certain youthful offenders until 25 years of age in a facility designated for 18- to 22-year-old youth offenders under certain circumstances; conforming provisions to changes made by the act; amending s. 921.002, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1604** and read the second time by title.

On motion by Senator Bracy, by two-thirds vote, **CS for CS for HB 1201** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Vote after roll call:

Yea—Flores

CS for CS for SB 1590—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria to be considered by the Department of Environmental Protection in determining and assigning annual funding priorities for beach management and erosion control projects; specifying tiers for such criteria; requiring tiers to be given certain weight; requiring the department to update active project lists on its website; redefining the term "significant change"; revising the department's reporting requirements; specifying allowable uses for certain surplus funds; revising the requirements for a specified summary; requiring that funding for certain projects remain available for a specified period; amending s. 161.143, F.S.; specifying the scope of certain projects; revising the list of projects that are included as inlet management projects; requiring that certain projects be considered separate and apart from other specified projects; revising the ranking criteria to be used by the department to establish certain funding priorities for certain inlet-caused beach erosion projects; revising provisions authorizing the department to spend certain appropriated funds for the management of inlets; deleting a provision authorizing the department to spend certain appropriated funds for specified inlet studies; revising the required elements of the department's report of prioritized inlet management projects; revising the funds that the department must make available to certain inlet management projects; requiring the department to include specified activities on the inlet management project list; deleting provisions requiring the department to make available funding for specified projects; deleting a requirement that the Legislature designate a project as an Inlet of the Year; requiring the department to update and maintain a report regarding the progress of certain inlet management projects; revising the requirements for the report; deleting certain temporary provisions relating to specified appropriations; amending s. 161.161, F.S.; revising requirements for the comprehensive long-term management plan; requiring the plan to include a strategic beach management plan, a critically eroded beaches report, and a statewide long-range budget plan; providing for the development and maintenance of such plans; deleting a requirement that the department submit a certain beach management plan on a certain date each year; requiring the department to hold a public meeting before finalization of the strategic beach management plan; requiring the department to submit a 3-year work plan and a related forecast for the availability of funding to the Legislature; amending s. 375.041, F.S.; requiring certain funds from the Land Acquisition Trust Fund to be used for projects that preserve and repair state beaches; providing effective dates.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for SB 1590** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for SB 1452—A bill to be entitled An act relating to taximeters; amending s. 531.37, F.S.; revising the definition of the term “weights and measures”; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for SB 1452** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Torres
Farmer	Passidomo	Young
Flores	Perry	

Nays—None

Vote after roll call:

Yea—Bean

CS for CS for CS for SB 660—A bill to be entitled An act relating to bankruptcy matters in foreclosure proceedings; creating s. 702.12, F.S.; authorizing lienholders to use certain documents as an admission in an action to foreclose a mortgage; providing that submission of certain documents in a foreclosure action creates a rebuttable presumption that the defendant has waived any defenses to the foreclosure; requiring a court to take judicial notice of final orders entered in bankruptcy cases; providing construction; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for CS for SB 660** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Benacquisto	Bracy
Bean	Book	Bradley

Brandes	Grimsley	Rodriguez
Braynon	Hutson	Rouson
Campbell	Latvala	Simmons
Clemens	Lee	Simpson
Farmer	Mayfield	Stargel
Flores	Montford	Steube
Gainer	Passidomo	Stewart
Galvano	Perry	Thurston
Garcia	Powell	Torres
Gibson	Rader	Young

Nays—None

Vote after roll call:

Yea—Broxson

CS for CS for HB 209—A bill to be entitled An act relating to medical faculty and medical assistant certification; amending s. 456.013, F.S.; requiring the Department of Health to process certain applications for a temporary certificate using a personal identification number in lieu of a social security number under specified circumstances; amending s. 458.3137, F.S.; revising the circumstances under which a visiting physician may be issued a temporary certificate to obtain limited medical privileges for instructional purposes; amending s. 458.3145, F.S.; revising the list of schools at which certain faculty members are eligible to receive a medical faculty certificate; authorizing a certificateholder to practice at certain specialty-licensed children’s hospitals; revising provisions to allow the medical director of certain specialty-licensed children’s hospitals to request the provision of medical care and treatment in connection with education; amending s. 458.3485, F.S.; providing a requirement to earn a certified medical assistant credential; amending s. 483.291, F.S.; revising qualifications for employment as a medical assistant in a multiphasic health testing center; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for HB 209** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding an exemption from public records requirements for the personal identifying and location information of certain firefighters and their spouses and children to include the personal identifying and location information of former firefighters and their spouses and children, and the names of spouses and children of current and former firefighters; specifying the application of s. 24(a), Article I of the State Constitution to the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **CS for SB 1108** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

HB 1233—A bill to be entitled An act relating to cottage food operations; amending s. 500.80, F.S.; increasing the annual gross sales limitation for exempting cottage food operations from certain food and building permitting requirements; authorizing cottage food products to be advertised, sold, and paid for over the Internet; requiring such products to be delivered in person directly to the consumer or to a specific event venue; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **HB 1233** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

HB 7113—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 265.7015, F.S., which provides an exemption from public record requirements for information that identifies a donor or prospective donor of a donation made for the benefit of a publicly owned performing arts center if the donor desires to remain anonymous; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **HB 7113** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Bradley	Clemens
Bean	Brandes	Farmer
Benacquisto	Braynon	Flores
Book	Broxson	Gainer
Bracy	Campbell	Galvano

Garcia	Passidomo	Stargel
Gibson	Perry	Steube
Grimsley	Powell	Stewart
Hutson	Rader	Thurston
Latvala	Rodriguez	Torres
Lee	Rouson	Young
Mayfield	Simmons	
Montford	Simpson	

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hutson, by two-thirds vote, **SB 746** was withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1018** and **SB 1622** 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 27, 2017: SCR 1360, CS for SB 686, CS for CS for SB 198, SB 762, CS for SCR 920, CS for CS for SB 766, SB 914, CS for CS for SB 1018, CS for SB 1520, SB 1622, CS for SB 494, CS for CS for SB 534, CS for SB 684, CS for CS for SB 1672, CS for CS for SB 474, CS for SB 1670, CS for SB 616, CS for CS for CS for SB 596, CS for CS for CS for SB 206.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 1552

The bill with committee substitute attached was referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 498; CS for SB 590; SB 814; CS for SB 1012; SB 1398; CS for SB 1468; CS for SB 1562

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 188; CS for CS for SB 200; SB 7018; SB 7020

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; Community Affairs; and Regulated Industries; and Senators Steube and Perry—

CS for CS for CS for SB 188—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; revising applicability for a preemption of certain local laws, ordinances, or regulations regarding vacation rentals; authorizing certain ordinances to be submitted for ratification by electors at a referendum; providing that, upon approval by the electors, the effective date of the ordinance is retroactive to the initial date of adoption by the governing body of the municipality; providing an effective date.

By the Committees on Rules; Judiciary; and Children, Families, and Elder Affairs; and Senators Passidomo and Torres—

CS for CS for CS for SB 200—A bill to be entitled An act relating to temporary respite care for a child; creating s. 409.1761, F.S.; providing legislative findings; providing definitions; authorizing qualified non-profit organizations to establish programs to provide temporary respite care for children; providing duties and recordkeeping requirements for such organizations; providing screening requirements for certain persons; requiring notification to the Department of Children and Families under certain circumstances; authorizing a volunteer respite family to enter into a contract for care to provide temporary respite care for a child; specifying the duration of a contract for care; specifying the form and execution of the contract; specifying that a parent may revoke or withdraw the contract for care at any time; requiring the child to be returned immediately to the custody of the parent if the contract is revoked or withdrawn; specifying that the contract expires after a specified timeframe; prohibiting the contract from operating to deprive a parent of certain authority or from superseding certain court orders; providing notification requirements; providing applicability; providing an effective date.

By the Committees on Appropriations; Judiciary; and Commerce and Tourism; and Senator Young—

CS for CS for CS for SB 498—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities must be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms “practice of surveying and mapping” and “subordinate”; amending s. 472.013, F.S.; revising the standards for applicant eligibility to take the licensure examination to practice as a surveyor or mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement; amending s. 472.018, F.S.; authorizing the board to provide by rule for the carryover hours of continuing education requirements up to a specified maximum; deleting a requirement that the board approve course content for continuing education courses; requiring the board to adopt rules to establish criteria for continuing education providers; authorizing the board to provide by rule the method of delivery and criteria that may be used to satisfy continuing education requirements; deleting a requirement that the board must issue cease and desist orders and enact certain penalties for continuing education providers offering services that fail to conform to approved course material; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper’s records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class “K” licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of Class “G” or Class “K” applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class “G” licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; conforming a cross-reference; revising the circumstances under which certain licensees may carry a concealed firearm; revising the conditions under which the department may issue a temporary Class “G” license; amending s. 493.6118, F.S.;

providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the department; requiring the department to temporarily suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; making technical changes; specifying that re-applicants for a license expired for 1 year or more are considered initial applicants and must submit proof of certain training before issuance of a new license; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, rather than just completion of such training; amending s. 501.013, F.S.; providing that a program or facility offered by an organization for the exclusive use of its employees and their family members is not subject to certain health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no sales solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; redefining the term “weights and measures” to exclude taximeters and transportation measurement systems; amending s. 531.61, F.S.; deleting certain taximeters from permitting requirements for commercially operated or tested weights or measures instruments or devices; repealing s. 531.63(2)(g), F.S.; relating to maximum permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, of a brand must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the registration and renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; revising the license fees to obtain or renew such license; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senators Brandes, Stargel, and Gibson—

CS for CS for SB 590—A bill to be entitled An act relating to child support and parenting time plans; amending s. 409.2551, F.S.; providing legislative intent to encourage frequent contact between a child and each parent; amending s. 409.2554, F.S.; defining terms; amending s. 409.2557, F.S.; authorizing the Department of Revenue to establish parenting time plans agreed to by both parents in Title IV-D child support actions; amending s. 409.2563, F.S.; requiring the department to mail a Title IV-D Standard Parenting Time Plan with proposed administrative support orders; providing requirements for including parenting time plans in certain administrative orders; creating s. 409.25633, F.S.; providing the purpose and requirements for a Title IV-D Standard Parenting Time Plan; requiring the department to refer parents who do not agree on a parenting time plan to a circuit court; requiring the department to create and provide a form for a petition to establish a parenting time plan under certain circumstances; specifying that the parents are not required to pay a fee to file the petition; requiring the enforcement or modification of an established parenting

time plan to be sought through a court of appropriate jurisdiction; authorizing the department to adopt rules; amending s. 409.2564, F.S.; authorizing the department to incorporate either a signed, agreed-upon parenting time plan or a signed Title IV-D Standard Parenting Time Plan in a child support order; amending ss. 409.256 and 409.2572, F.S.; conforming cross-references; requiring the department to submit a report to the Governor and Legislature by a specified date; specifying requirements for the report; providing an appropriation; providing an effective date.

By the Committee on Appropriations; and Senator Broxson—

CS for SB 814—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; revising the association's maximum aggregate liability for the contractual obligations of an insolvent insurer with respect to one life; specifying the association's maximum liability as to certain health insurance policies beginning on a specified date; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Brandes and Young—

CS for CS for SB 1012—A bill to be entitled An act relating to insurance fraud; reordering and amending s. 626.9891, F.S.; defining and revising definitions; requiring every insurer to designate at least one primary anti-fraud employee for certain purposes; requiring insurers to adopt an anti-fraud plan; revising insurer requirements in providing anti-fraud information to the Department of Financial Services; requiring specified information to be filed annually with the department; revising the information to be provided by insurers who write workers' compensation insurance; requiring each insurer to provide annual anti-fraud education and training; requiring insurers who submit an application for a certificate of authority after a specified date to comply with the section; providing penalties for the failure to comply with requirements of the section; requiring the Division of Investigative and Forensic Services of the department to create, by a specified date, a report detailing best practices for the detection, investigation, prevention, and reporting of insurance fraud and other fraudulent insurance acts; requiring such report to be updated at certain intervals; specifying required information in the report; requiring the department to adopt rules relating to insurers' annual reporting of certain data; creating s. 626.9896, F.S.; providing legislative intent; creating a grant program to fund the Insurance Fraud Dedicated Prosecutor Program within the department; requiring moneys that are appropriated for the program be used to fund specific attorney and paralegal positions; specifying procedures to be used by state attorneys' offices when applying for biennial grants; specifying that grants are for 2 years but authorizing the division to renew the grants; specifying procedures to be used by the department in awarding grant funds; requiring the Division of Investigative and Forensic Services to provide an annual report to the Executive Office of the Governor, the Speaker of the House of Representatives, and the Senate President; specifying information to be contained in the report; authorizing the department to adopt rules to administer and implement the insurance fraud dedicated prosecutor program; amending s. 626.9911, F.S.; defining the terms "fraudulent viatical settlement act" and "stranger-originated life insurance practice" for purposes of provisions relating to the Viatical Settlement Act; amending ss. 626.9924 and 626.99245, F.S.; conforming cross-references; amending s. 626.99275, F.S.; providing additional prohibited acts related to viatical settlement contracts; amending s. 626.99287, F.S.; providing that a viatical settlement contract is void and unenforceable by either party if the viatical settlement policy is subject, within a specified timeframe, to a loan secured by an interest in the policy; revising conditions and requirements in which viatical settlement contracts entered into within specified timeframes are valid and enforceable; deleting provisions related to the transfer of insurance policies or certificates to viatical settlement providers; creating s. 626.99289, F.S.; providing that certain contracts, agreements, arrangements, or transactions relating to stranger-originated life insurance practices are void and unenforceable; creating s. 626.99291, F.S.; authorizing a life insurer to contest policies obtained through such practices; creating s. 626.99292, F.S.; requiring life insurers to provide a specified statement

to individual life insurance policyholders; authorizing such statements to accompany or be included in notices or mailings provided to the policyholders; requiring such statements to include contact information; amending s. 627.744, F.S.; deleting a provision that provides construction; authorizing insurers to opt out of the preinsurance inspection requirements for private passenger motor vehicles; requiring insurers opting out to file a certain manual rule with the Office of Insurance Regulation; authorizing such insurers to establish their own preinsurance inspection requirements, which must be included in the filed manual rule; prohibiting such insurers from requiring applicants to pay for the cost of inspections; deleting an obsolete provision; amending s. 641.3915, F.S.; deleting obsolete provisions; providing effective dates.

By the Committee on Appropriations; and Senators Stewart, Baxley, and Young—

CS for SB 1398—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; authorizing qualified experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; authorizing an owner of a place of public accommodation to request that his or her facility be inspected for specified purposes; authorizing an owner of a place of public accommodation to file a certification of conformity or remediation plan with the Department of Business and Professional Regulation; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Galvano—

CS for CS for SB 1468—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 413.011, F.S.; providing that a client of the Division of Blind Services of the Department of Education is considered an employee of the state for purposes of workers' compensation coverage; creating s. 413.209, F.S.; providing that a specified client of the Division of Vocational Rehabilitation of the Department of Education is considered an employee of the state for purposes of workers' compensation coverage; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate with specified entities to assess needs for resources and assistance in an emergency situation; amending s. 1002.31, F.S.; revising available controlled open enrollment options to include virtual charter schools and district virtual programs; amending ss. 1002.37 and 1002.45, F.S.; revising student eligibility requirements for the Florida Virtual School and virtual instruction programs; repealing s. 1002.455, F.S., relating to student eligibility for K-12 virtual instruction; creating s. 1003.481, F.S.; creating the Early Childhood Music Education Incentive Pilot Program within the Department of Education for a specified period; providing for school district eligibility; providing comprehensive music education program requirements; providing for school district selection, funding, and program payments; requiring selected school districts to annually provide a specified certification to the Commissioner of Education; requiring a selected school district to return funds under certain circumstances; requiring the University of Florida's College of Education to perform an evaluation; authorizing the State Board of Education to adopt rules; providing for expiration of the pilot program; amending s. 1004.345, F.S.; extending the timeframe by which the Florida Polytechnic University must meet specified criteria established by the Board of Governors of the State University System; amending ss. 1002.33, 1003.498, and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Simmons—

CS for CS for SB 1552—A bill to be entitled An act relating to K-12 education; amending s. 1001.42, F.S.; revising provisions relating to school improvement plans; requiring only specified schools to submit a school improvement plan; deleting a requirement that certain information be included in the improvement plans of certain schools; revising the grade levels required to implement an early warning system; revising the required content of an early warning system; requiring a

specified team to monitor specified data; revising what constitutes an educational emergency and establishing duties of district school boards relating to such emergency; amending s. 1002.33, F.S.; revising the criteria a charter school must meet to require corrective action; revising requirements for corrective action by charter schools; revising criteria for waiver of automatic charter termination; amending s. 1002.332, F.S.; conforming a cross-reference; amending s. 1008.33, F.S.; providing that intervention and support services apply consistently to any school meeting specified criteria; revising the required timeline for the implementation of a district-managed turnaround plan; providing turnaround options available to school districts meeting specified criteria; amending s. 1008.345, F.S.; revising the criteria a school must meet to have a community assessment team; revising the duties of a community assessment team; creating s. 1012.732, F.S.; creating the Florida Best and Brightest Teacher and Principal Scholar Award Program to be administered by the Department of Education; providing the intent and purpose of the program; providing eligibility requirements for classroom teachers and school administrators to participate in the program; providing timelines and requirements for program implementation; providing funding priorities; defining the term "school district"; requiring the State Board of Education to adopt rules; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Garcia—

CS for CS for SB 1562—A bill to be entitled An act relating to limited access and toll facilities; amending s. 338.166, F.S.; authorizing the Department of Transportation to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of high-occupancy toll lanes or express lanes; requiring, as of a specified date, that a customer be charged the minimum express lane toll if his or her average travel speed for a trip in an express lane falls below a specified rate; providing measurement of a customer's express lane average travel speed; amending s. 338.2216, F.S.; authorizing the Florida Turnpike Enterprise to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of express lanes on the turnpike system; prohibiting variable pricing from being implemented in express lanes when the level of service in the express lane, determined in accordance with specified criteria, is equal to level of service A; specifying that variable pricing in express lanes when the level of service in the express lane is level of service B may only be implemented by charging the general toll lane toll amount plus an amount set by department rule; providing that pricing in express lanes when the level of service is other than level of service A or level of service B may vary in the manner established by the Florida Turnpike Enterprise to manage congestion in the express lanes; requiring, as of a specified date, that a customer be charged a general toll lane toll amount plus an amount set by department rule if his or her average travel speed for a trip in an express lane falls below a specified rate; providing for measurement of a customer's express lane average travel speed; amending s. 338.231, F.S.; extending the timeframe during which the department must program sufficient funds in the tentative work program such that the percentage of turnpike toll and bond financed commitments in Miami-Dade County, Broward County, and Palm Beach County are at least a specified percent of a certain share of certain net toll collections; amending s. 348.0004, F.S.; providing applicability; requiring toll increases by authorities in certain counties to be justified by an independent study by a third party; providing an exception for an increase to adjust for inflation pursuant to a specified procedure for toll rate adjustments; requiring toll increases to be approved by a specified margin in a vote of the expressway authority board; prohibiting the amount of toll revenues used for administrative expenses by the authority from being greater than a specified percentage above the annual state average of administrative costs; requiring the Florida Transportation Commission to determine the annual state average of administrative costs based on the annual administrative expenses of all the expressway authorities of this state; authorizing the commission to adopt certain rules; requiring a specified distance between main through-lane tolling points on transportation facilities constructed after a specified date; providing applicability; conforming a cross-reference; requiring authorities in certain counties to reduce toll charges by a specified amount at the time that any toll is incurred for certain SunPass registrants, subject to certain requirements; prohibiting such authorities from imposing additional requirements for receipt of the reduced toll amount; requiring an authority in certain counties to determine its surplus revenues and ded-

icate a certain amount of the annual surplus revenues to transportation- and transit-related expenses for projects in the area served by the authority; requiring the metropolitan planning organization for certain counties to annually select a project or projects within the counties to be funded by the authority's dedicated surplus revenues and provide to the authority a list reflecting the selected project or projects; requiring the authority to select from the list for funding from the authority's dedicated surplus revenues transportation- and transit-related expenses that have a rational nexus to the transportation facilities of the authority; requiring a rational nexus to demonstrate that the proposed transportation expenditure makes a substantial impact on the capacity or use of the transportation facilities of the authority or that the proposed transit expenditure complements the operation of, or expands the access to, the transportation facilities of the authority; requiring certain counties to have a financial audit of the revenues and expenditures of the county's transportation plan conducted by an independent third party not less than biennially and to post the audits on the counties' websites to be eligible to receive the dedicated surplus revenues; requiring that an authority established in certain counties have an audit conducted by an independent third party not less than biennially; requiring the audit report be made publicly available on the authority's website; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability—

CS for SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public record requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising the exemptions; removing redundant exemptions for social security numbers; providing an exemption from public record requirements for the names of the spouses and children of certain agency personnel; providing an exemption from public record requirements for the dates of birth for certain agency personnel and their spouses and children; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing for future legislative review and repeal of certain exemptions; providing statements of public necessity; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs—

CS for SB 7020—A bill to be entitled An act relating to the ratification of a Department of Elder Affairs rule and a Department of Health rule; ratifying a specific rule relating to the practice for professional guardians; ratifying a specific rule adopted by the Board of Medicine relating to the standard of care for office surgery for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HJR 7105 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) La Rosa, Jaquet, Metz—

HJR 7105—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 37 of Article XII of the State Constitution to increase the homestead exemption by exempting the assessed valuation of homestead property greater than \$75,000 and up

to \$100,000 for all levies other than school district levies, and to provide an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7107 by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) La Rosa—

HB 7107—A bill to be entitled An act relating to homestead exemption implementation; amending s. 196.031, F.S.; increasing the homestead exemption from all taxes other than school district taxes; amending s. 200.065, F.S.; specifying calculation of the rolled-back rate for purposes of the 2019 tax roll; providing a repeal date; amending s. 218.125, F.S.; requiring the Legislature to appropriate moneys to offset reductions in tax revenues in certain fiscally constrained counties resulting from increased exemptions; providing a contingent effective date.

—was referred to the Committee on Rules.

HOUSE CONFEREES APPOINTED

The Honorable Joe Negron, 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 CS for CS for SB 374, SB 376, SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 2516, SB 7022, HB 5105, HB 5203, HB 5205, HB 5301, HB 5401, HB 5403, HB 5501, and CS for HB 7069 to serve with Rep. Trujillo, Chair; Managers At-Large: Reps. Moraitis, Berman, Bileca, Boyd, Caldwell, Cruz, Cummings, J. Diaz, DuBose, McGhee, Metz, Moskowitz, Nuñez, Oliva, Sprowls, Stafford, and Stark; House Agriculture & Natural Resources/Senate Environment and Natural Resources—Rep. Albritton, Chair; Reps. Ausley, Clemons, Combee, Diamond, Goodson, Harrison, Henry,

Jacobs, Raschein, Roth, Slosberg, Stone, and Williamson; House Governmental Operations and Technology/Senate General Government—Rep. Ingoglia, Chair; Reps. Altman, Avila, J. Cortes, Davis, DuBose, Eagle, J. Grant, Hahnfeldt, Peters, Plasencia, Raulerson, Shaw, and Willhite; House Health Care/Senate Health and Human Services—Rep. Brodeur, Chair; Reps. Baez, Burgess, Burton, Duran, Grall, Harrell, Jones, Magar, Mercado, Pigman, Richardson, Rommel, Stevenson, and White; House Higher Education/Senate Higher Education—Rep. Ahern, Chair; Reps. Alexander, B. Cortes, Edwards, Gonzalez, Lee, Leek, Mariano, A. Miller, Ponder, Porter, Rodrigues, Silvers, and Smith; House Justice/Senate Criminal and Civil Justice—Rep. Hager, Chair; Reps. Asencio, Byrd, Daniels, Eisnaugle, Fitzenhagen, Gruters, M. Miller, Plakon, Pritchett, Spano, Toledo, Williams, and Yarborough; House Pre K-12 Education/Senate PreK-12 Education—Rep. M. Diaz, Chair; Reps. Antone, Brown, Donalds, Fine, Fischer, Hardemon, Latvala, Lee, Massullo, McClain, Newton, Raburn, Renner, Russell, and Sullivan; House Transportation & Tourism/Senate Transportation, Tourism and Economic Development—Rep. Ingram, Chair; Reps. Beshars, Drake, Fant, Geller, M. Grant, Jacquet, Jenne, Killebrew, La Rosa, McGhee, Payne, Santiago, Trumbull, and B. Watson.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 26 was corrected and approved.

CO-INTRODUCERS

Senators Campbell—CS for CS for SB 368, SB 1056, CS for CS for SB 1562, CS for SB 1678, CS for CS for SB 1682; Grimsley—CS for CS for SB 1330; Powell—CS for CS for SB 766; Young—CS for SB 360, SB 468, CS for CS for SB 1672

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:20 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 28 or upon call of the President.



Journal of the Senate

Number 21—Regular Session

Friday, April 28, 2017

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CALL TO ORDER

The Senate was called to order by President Negrón at 10:00 a.m. A quorum present—36:

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young

Excused: Senator Hukill

PRAYER

The following prayer was offered by Executive Pastor Richelle Williams, Jesus People Ministries Church, Miami Gardens:

To the maker and creator of heaven and earth, hallowed be thy name. For your name is great and greatly to be adored. This morning, we come before you in humble adoration for affording us life and liberty. Father, we thank you for our state and the body of legislators that work earnestly to enhance, edify, and increase our state’s means and productivity.

Our prayer today is simple in nature: Today, we pray for a unified effort—that the greater good of our state and constituents be placed before every bill and every motive enforcing and engaging those bills; our Senators stand for what promotes an upright standard for our community; and we operate with fiscal responsibility as we govern the priorities of our 2017 state budget.

Father, we pray today that Florida business is governed with wise precautions—environmental issues dealing with land and water reserves and state and federal tax dollars are amended in a way that will

place Florida as a distinctive resource. We pray continually for Florida’s healthcare and the issues concerning its certificate of need.

We pray today for protection for our communities, our homes, and schools; for our educators, law enforcement, and city workers. We pray for policies that will affect all of the people and places, county by county, city by city, within our state, and region. We seek a hedge of protection through the laws we make and enforce in this legislation by this collective body of Senators, that will guard and protect in the spirit of honesty, integrity, and truth.

This morning, as our sunshine state continues to blossom a strong and united citizenship of promise and possibility, we pray that we maintain the standard of our state’s motto: “In God We Trust.” May we forever keep that belief and understanding at the core of our heart as we press to better our surroundings. May an unusual and unexplainable peace of God dwell within the State of Florida legislation, both House and Senate, that encourages other states to work together in legislating what brings out the best. May we see a decline in hate and hate crimes, and a rise in reconciliation. May we grow together and truly learn what it means to love our neighbor as ourselves. It is in our Lord’s name that we pray and say, “Amen.”

PLEDGE

Senate Pages, Jared Young of Jacksonville; Alexis Morrill of Wewahatchka; Doug Jones of Archer; and Hayley DiMinno of Tallahassee, 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. David El Hassan of Jacksonville, sponsored by Senator Gibson, as the doctor of the day. Dr. El Hassan specializes in family medicine.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Benacquisto, the rules were waived and the Committee on Appropriations was granted permission to meet May 1, 2017, from 8:00 a.m. until 11:00 a.m.

On motion by Senator Benacquisto, the rules were waived and the Committee on Rules was granted permission to meet this day from 10:30 a.m. until 12:30 p.m.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **HJR 7105** and **HB 7107** were placed on today’s Special Order Calendar.

ADOPTION OF RESOLUTIONS

At the request of Senator Book—

By Senator Book—

SR 542—A resolution recognizing April 24-28, 2017, as “Every Kid Healthy Week” in Florida.

WHEREAS, more than 20 percent of Florida’s population, or 4.1 million residents, is under 18 years of age, and

WHEREAS, the incidence of individuals who are overweight or obese is on the rise, with more than 30 percent of Florida children considered overweight or obese, and childhood obesity has become a major health epidemic in this state, and

WHEREAS, being overweight as a child can lead to serious health problems, such as heart disease, type 2 diabetes, asthma, sleep problems, low self-esteem, and being bullied, and these health and wellness concerns lead to higher health care costs that negatively impact Florida taxpayers, and

WHEREAS, nationally, 86 percent of health care expenditures go toward the diagnosis and treatment of chronic diseases, many of which have been linked to obesity and physical inactivity, and Florida has among the highest health care costs, ranking 18th out of the 50 states and the District of Columbia in health care spending per capita, and

WHEREAS, regular physical activity can produce long-term health benefits and, nationally, the number of health club members who are under 18 years of age has increased to 60 percent, but only 25 percent of Florida's youth meet recommended levels of aerobic and muscle-strengthening physical activity, and

WHEREAS, in response to the health challenges facing Florida's adolescents, many health clubs in this state have created programs directed at children and adolescents and have also developed programs that encourage families to exercise together so they live healthier lives, and

WHEREAS, parents are a positive influence in helping their children eat healthier food and become more physically active, and

WHEREAS, promoting healthy behavior promotes a healthy population, reduces health care costs, and provides a healthier and more productive workforce, and

WHEREAS, Florida's future relies on the health and well-being of its youth, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That in recognition of the need to support initiatives that encourage physical activity and the adoption of healthy lifestyles, and acknowledging the need to improve the quality of life of many young Floridians and to prevent an increased burden on taxpayers stemming from the epidemic of childhood obesity, April 24-28, 2017, is recognized as "Every Kid Healthy Week" in Florida.

—was introduced, read, and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

CS for CS for SB 1406—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; creating s. 395.30381, F.S.; requiring the department to contract with a private entity to establish and maintain a statewide stroke registry, subject to an appropriation; requiring stroke centers to provide certain information to the statewide stroke registry; requiring the contracted entity to use a nationally recognized platform to collect data; requiring the contracted entity to provide reports to the department on stroke performance measures; providing immunity from liability under certain circumstances; amending s. 395.3041, F.S.; conforming a provision to changes made by the act and deleting obsolete dates; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1406**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 785** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Powell—

CS for CS for CS for HB 785—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; creating s. 395.30381, F.S.; requiring the Department of Health to contract with a private entity to establish and maintain a statewide stroke registry, subject to an appropriation; requiring stroke centers to provide certain information to the statewide stroke registry; requiring the contracted entity to use a nationally recognized platform to collect data; requiring the contracted entity to provide reports to the department on stroke performance measures; providing immunity from liability under certain circumstances; amending s. 395.3041, F.S.; conforming a provision and deleting obsolete dates; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1406** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 785** was placed on the calendar of Bills on Third Reading.

SB 1416—A bill to be entitled An act relating to enhanced safety for school crossings; creating s. 316.1896, F.S.; requiring the Department of Transportation to evaluate the viability and cost of a uniform system of high-visibility markings and signage for designation of safe school crossings, subject to certain requirements; authorizing the department to consider in its evaluation implementation of new technology or innovations that enhance pedestrian and crosswalk visibility; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1416**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 493** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Young—

CS for HB 493—A bill to be entitled An act relating to enhanced safety for school crossings; requiring the Department of Transportation to evaluate the viability and cost of a uniform system of high-visibility markings and signage for designation of safe school crossings, subject to certain requirements; authorizing the department to consider in its evaluation implementation of new technology or innovations that enhance pedestrian and crosswalk visibility; requiring a report; providing an effective date.

—a companion measure, was substituted for **SB 1416** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 493** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

On motion by Senator Benacquisto, by unanimous consent—

CS for CS for HB 6511—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing legislative intent regarding certain Medicaid liens; providing a limitation on the payment of fees and costs; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Benacquisto, **CS for CS for HB 6511** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	
Farmer	Powell	

Nays—None

On motion by Senator Benacquisto, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

Consideration of **CS for CS for SB 1682, SB 862, and CS for CS for SB 842** was deferred.

SB 314—A bill to be entitled An act for the relief of Jerry Cunningham by Broward County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of Broward County; providing that the appropriation settles all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 314**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6545** was withdrawn from the Committee on Appropriations.

On motion by Senator Farmer—

CS for HB 6545—A bill to be entitled An act for the relief of Jerry Cunningham by Broward County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of Broward County; providing that the appropriation settles all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **SB 314** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6545** was placed on the calendar of Bills on Third Reading.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 10:17 a.m. to reconvene at 2:00 p.m., or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—35:

Mr. President	Bradley	Farmer
Baxley	Brandes	Flores
Bean	Braynon	Gainer
Benacquisto	Broxson	Galvano
Book	Campbell	Gibson
Bracy	Clemens	Hutson

Latvala	Powell	Stargel
Lee	Rader	Steube
Mayfield	Rodriguez	Stewart
Montford	Rouson	Torres
Passidomo	Simmons	
Perry	Simpson	

On motion by Senator Passidomo, the rules were waived and the Senate reverted to—

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Joe Negron
 President, The Florida Senate
 Suite 409, The Capitol
 404 South Monroe Street
 Tallahassee, Florida 32399-1100

April 28, 2017

Dear President Negron:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy	
Appointees: Rankin, Mindy P.	10/31/2020
Skup, David A.	10/31/2019
Socorro, Jesus	10/31/2019
Board of Acupuncture	
Appointees: Dunetz, Rodney	10/31/2020
Margewicz, Janine Marie	10/31/2019
Board of Architecture and Interior Design	
Appointees: Bao-Garciga, Aida	10/31/2019
Ehrig, John P.	10/31/2019
Rodriguez, Miguel A.	10/31/2019
Board of Athletic Training	
Appointee: Watson, James T.	10/31/2019
Barbers' Board	
Appointee: Gilbert, William B.	10/31/2018
Florida Building Code Administrators and Inspectors Board	
Appointees: Barthlow, Frederick A.	10/31/2020
Bolduc, Timothy J.	10/31/2019
Lopresto, Anthony H.	10/31/2019
White, Herman	10/31/2020
Board of Clinical Laboratory Personnel	
Appointees: McCarter, Yvette S.	10/31/2018
Montoya, Beatriz Elena	10/31/2019
Van Siclen, Carleen P.	10/31/2019
Regulatory Council of Community Association Managers	
Appointees: Phillips, Angela M.	10/31/2019
Riddle, Lisa Ann	10/31/2020
Sibley, Robert E.	10/31/2019
Construction Industry Licensing Board	
Appointee: Cathey, William Brian	10/31/2018
Board of Cosmetology	
Appointee: Poppell, Frances C.	10/31/2019
Electrical Contractors' Licensing Board	
Appointees: Bassett, Douglas Pope	10/31/2019
Flaherty, Brian	10/31/2019
Tibbs, Clarence Kelley	10/31/2019
Vilkoski, Eric	10/31/2018

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Professional Engineers Appointees: Boza, Vivian Todd, Kenneth S., Jr.	10/31/2019 10/31/2019
Board of Funeral, Cemetery, and Consumer Services Appointees: Anderson, Jean W. Bango, Frank Clark, Andrew D. Helm, Powell	09/30/2019 09/30/2019 09/30/2019 09/30/2019
Board of Medicine Appointees: Averhoff, Magdalena Rosenberg, Steven Vila, Hector, Jr.	10/31/2019 10/31/2019 10/31/2018
Board of Occupational Therapy Practice Appointees: Arthur, Paul Brandon Banta, Caylee	10/31/2020 10/31/2019
Board of Opticianry Appointees: Shannon, Byron Dale Williams, Richard E.	10/31/2019 10/31/2019
Board of Optometry Appointees: Griffin, John Edmund Kaplan, Stuart I. Kepley, Stephen R. King, Christopher Turner, Lucille E.	10/31/2018 10/31/2020 10/31/2019 10/31/2019 10/31/2017
Board of Orthotists and Prosthetists Appointees: Benson, Lance A. Rosen, Wayne R.	10/31/2020 10/31/2019
Board of Osteopathic Medicine Appointees: Bellingar, Bridget Janson, Alicja	10/31/2019 10/31/2019
Board of Physical Therapy Practice Appointee: Donald, Ellen Kroog	10/31/2020
Board of Pilot Commissioners Appointees: Oatis, Vincent Paul, III Phipps, Cheryl A.	10/31/2020 10/31/2020
Board of Podiatric Medicine Appointee: Strickland, Joseph H.	10/31/2019
Florida Real Estate Appraisal Board Appointees: Conolly, Cristy Oreto, Evalyn F. Rabin, Janet S.	10/31/2019 10/31/2019 10/31/2019
Florida Real Estate Commission Appointee: Ketcham, Patricia "Patti" E.	10/31/2020
Board of Respiratory Care Appointees: Broecker, Craig N. Mitchell, Ronald E.	10/31/2019 10/31/2019
Board of Professional Surveyors and Mappers Appointees: McLaughlin, Christopher Paul Schryver, David W.	10/31/2020 10/31/2020
Board of Veterinary Medicine Appointees: Nelson, Rudd C. Powell, Sharon J.	10/31/2019 10/31/2019

As required by Rule 12.7, the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committee held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections

respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2017 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Kathleen Passidomo, Chair

On motion by Senator Passidomo, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—34

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Torres
Campbell	Passidomo	
Clemens	Perry	

Nays—None

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

Consideration of **CS for CS for SB 304** was deferred.

On motion by Senator Stewart—

CS for SB 1398—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; authorizing qualified experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; authorizing an owner of a place of public accommodation to request that his or her facility be inspected for specified purposes; authorizing an owner of a place of public accommodation to file a certification of conformity or remediation plan with the Department of Business and Professional Regulation; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1398** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 304—A bill to be entitled An act relating to the payment of claims by the Palm Beach County School Board; providing for an appropriation to compensate Altavious Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing that the amount awarded under the act to Altavious Carter satisfies all present and future claims related to the negligent act; providing a limitation on the payment of fees; providing for an appropriation and annuity to compensate Dustin Re-

inhardt for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act to Dustin Reinhardt satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 304**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6549** was withdrawn from the Committee on Appropriations.

On motion by Senator Thurston, the rules were waived and—

CS for HB 6549—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 304** and read the second time by title.

Senator Flores moved the following amendment which was adopted:

Amendment 1 (692978) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *The facts stated in the preamble to this act are found and declared to be true.*

Section 2. (1) *The Palm Beach County School Board is authorized and directed to appropriate from funds of the school board not otherwise appropriated and, no later than 20 days after the effective date of this act, draw a warrant in the sum of \$790,000, payable to Altavious Carter as compensation for injuries and damages sustained.*

(2) *The amount paid by the Palm Beach County School Board under s. 768.28, Florida Statutes, and the amount awarded under section 2 of this act are intended to provide the sole compensation for all present and future claims arising out of the factual situation described in this act which resulted in injuries to Altavious Carter. The total amount paid for attorney fees relating to this claim may not exceed 25 percent of the total amount awarded under section 2 of this act.*

Section 3. (1) *The Palm Beach County School Board is authorized and directed to:*

(a) *Appropriate from funds of the school board not otherwise encumbered and, no later than 30 days after the effective date of this act, draw a warrant in the sum of \$1.7 million payable to Dustin Reinhardt, to be placed in the Special Needs Trust created for the exclusive use and benefit of Dustin Reinhardt, as compensation for injuries and damages sustained.*

(b) *Purchase, for Dustin Reinhardt's benefit, three separate \$1 million annuities, over a successive 3-year period of time. The first annuity shall be purchased in the year this claim bill is enacted with the other two annuities purchased in successive years thereafter. The first annuity shall make annual disbursements to Dustin Reinhardt, to be placed in the Special Needs Trust created for the exclusive use and benefit of Dustin Reinhardt, beginning on or about September 2023. The second and third annuities shall make annual disbursements to Dustin Reinhardt, to be placed in the Special Needs Trust created for the exclusive use and benefit of Dustin Reinhardt, pursuant to their terms.*

(2) *The amount paid by the Palm Beach County School Board pursuant to s. 768.28, Florida Statutes, and the amount awarded under section 3 of this act are intended to provide the sole compensation for all present and future claims arising out of the factual situation described in this act which resulted in injuries and damages to Dustin Reinhardt. Of the amount awarded under section 3 of this act, the total amount paid for attorney fees may not exceed \$940,000, the total amount paid for lobbying fees may not exceed \$235,000, and no amount may be paid for costs and other similar expenses relating to this claim. Attorney or lobbying fees may not be assessed against the value of the annuity.*

Section 4. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the payment of claims by the Palm Beach County School Board; providing for an appropriation to compensate Altavious Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing that the amount awarded under the act to Altavious Carter satisfies all present and future claims related to the negligent act; providing a limitation on the payment of fees; providing for an appropriation and annuity to compensate Dustin Reinhardt for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act to Dustin Reinhardt satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

WHEREAS, in regards to Altavious Carter, he was a 14-year-old freshman at Summit Christian School in Palm Beach County on December 15, 2005, while riding as a passenger in a vehicle driven by Vincent H. Merriweather, and

WHEREAS, while Vincent H. Merriweather was stopped at a red light at the intersection of Forest Hill Boulevard and Olympia Boulevard in Palm Beach County, his vehicle, a van, was struck by a school bus driven by an employee of the Palm Beach County School District, and

WHEREAS, the bus driver, Dennis Gratham, was cited for careless driving and the speed of the bus at the time of impact was 48.5 miles per hour, and

WHEREAS, the seat in which Altavious Carter was sitting was broken as a result of the crash, and Altavious Carter, who was wearing a seatbelt, was thrown into the back of the van, his neck was broken at the C6 level, and he suffered a C6-7 interior subluxation and reversal of normal cervical lordosis, with spinal cord flattening, and

WHEREAS, Altavious Carter was taken by ambulance to Wellington Regional Medical Center and subsequently to St. Mary's Medical Center, where he was diagnosed and treated for the injuries he sustained, and

WHEREAS, Altavious Carter received a discectomy and fusion at C6-7, along with placement of a bone graft and cage, plates, and screws to fuse the spine at C6-7, and

WHEREAS, following rehabilitation, an MRI taken in June 2009 indicated a small herniation at the C7-T1 level, representing the start of degenerative disc disease, and

WHEREAS, on February 25, 2010, Altavious Carter received a jury verdict against the Palm Beach County School Board, and the court entered a judgment in the amount of \$1,094,034.30, and

WHEREAS, on August 4, 2010, an additional final cost judgment in the amount of \$46,830.11 was entered in favor of Altavious Carter against the Palm Beach County School Board in the same matter, and

WHEREAS, Altavious Carter and the Palm Beach County School Board have agreed to a settlement of the claim in the amount of \$790,000, and

WHEREAS, in regards to Dustin Reinhardt, he was a student at Seminole Ridge Community High School in Loxahatchee in Palm Beach County in September 2013, and was involved in the Army Junior Reserve Officer Training Corps for which he received honors for his participation, and

WHEREAS, on September 4, 2013, while in auto shop class at Seminole Ridge Community High School, Dustin Reinhardt was inflating a large truck tire, which proceeded to explode, striking him in his head, and

WHEREAS, immediately following the explosion, Dustin Reinhardt was airlifted to St. Mary's Medical Center in West Palm Beach where he underwent multiple surgeries, including skull and facial reconstruction

procedures, was placed in a chemically induced coma, and spent more than 4 weeks in the intensive care unit, and

WHEREAS, Dustin Reinhardt has continued to be impacted by the injuries he incurred from the explosion, including the loss of vision in his right eye, short-term memory loss, and a recent diagnosis of severe traumatic brain injury, and

WHEREAS, the traumatic brain injury will impair Dustin Reinhardt's executive function and has resulted in symptoms such as the exhibition of socially inappropriate behavior, difficulty in planning and taking initiative, difficulty with verbal fluency, an inability to multitask, and difficulty in processing, storing, and retrieving information, and

WHEREAS, because of the explosion, Dustin Reinhardt continues to live in supervised care at the Neuro International and is unlikely to ever live an independent life, and

WHEREAS, the injuries that Dustin Reinhardt sustained were foreseeable and preventable and the school had a duty to prevent his injuries, and

WHEREAS, Dustin Reinhardt and the Palm Beach County School Board have agreed to a settlement in the sum of \$5 million, and the Palm Beach County School Board has paid \$300,000 of the settlement pursuant to the statutory limits of liability set forth in s. 768.28, Florida Statutes, leaving a remaining balance of \$4.7 million, NOW, THEREFORE,

Pursuant to Rule 4.19, **CS for HB 6549**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for CS for SB 1682—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an officer, director, or manager of a condominium association from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association or billed to the association; providing that use of such a debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing direction to the Department of Business and Professional Regulation; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time a recalled board member has to turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception;

providing arbitration proceeding requirements; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association's foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosure; authorizing a contract with a party providing maintenance or management services to be canceled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable if they do not meet specified notice requirements and terminate, subject to a certain condition; defining the term "relative"; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1682** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President recognized Constitution Revision Commission member, Arthenia Joyner, former Democratic Leader; and Representative Joseph Abruzzo, a former Senator, who were present in the chamber.

On motion by Senator Lee—

SB 862—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S., and reenacting subsection (3), relating to a public records exemption for information regarding voters and voter registration; 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 a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 862** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 842—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 343.52, F.S.; defining the term "department"; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into, extending, or renewing certain contracts or agreements without the Department of Transportation's approval of the authority's expenditures; amending s. 343.58, F.S.; providing that certain funds constitute state financial assistance for specified purposes; requiring that certain funds be paid pursuant to a written agreement between the department and the authority; providing certain required terms for the written agreement between the department and the authority; authorizing the department to advance the authority certain funding, subject to certain requirements; requiring the authority to promptly provide the department with any additional documentation or information required by the department for its evaluation of the proposed uses of certain state funds; amending s. 341.302, F.S.; authorizing the department to agree to assume certain indemnification and insurance obligations under certain circumstances; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 842 to CS for CS for CS for HB 695**.

Pending further consideration of **CS for CS for SB 842**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 695** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Galvano, by two-thirds vote—

CS for CS for CS for HB 695—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 341.302, F.S.; authorizing the Department of Transportation to agree to assume certain indemnification and insurance obligations under certain circumstances; amending s. 343.52, F.S.; defining the term “department”; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the authority from entering into certain contracts or agreements without department approval of the authority’s expenditures; amending s. 343.58, F.S.; providing that certain funds provided to the authority constitute state financial assistance; requiring a written agreement for provision of such funds; authorizing the department to advance a certain amount of funds under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 842**, as amended, and by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 695** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 196—A bill to be entitled An act relating to judicial resources; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; amending s. 985.12, F.S.; requiring the establishment of civil citation or similar diversion programs for juveniles in each county; providing definitions; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; requiring the Department of Juvenile Justice to generate annual reports; requiring reports by specified dates; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; amending s. 985.557, F.S.; requiring the department, beginning on a certain date, to collect specified information relating to children who qualify for prosecution as adults and for children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a certain date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report to include certain information and provide it to the Governor and the Legislature by a specified date; providing severability; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 196**, pursuant to Rule 3.11(3), there being no objection, **HB 301** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

On motion by Senator Flores, the rules were waived and—

HB 301—A bill to be entitled An act relating to Supreme Court reporting requirements; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 196** and read the second time by title.

Senator Flores moved the following amendment which was adopted:

Amendment 1 (814130) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 25.052, Florida Statutes, is created to read:

25.052 *Annual report.*—

(1) *Between October 1 and October 15 of each year, the Supreme Court shall provide a report with data as of September 30 of that year, to the Governor, the Attorney General, the President of the Senate, and the Speaker of the House of Representatives consisting of two parts.*

(a) *In part I of the report, the court shall provide the following information regarding each case on the court’s docket as of September 30 of the current year, for which a decision or disposition has not been rendered within 180 days after oral argument was heard or after the date on which the case was submitted to the court panel for a decision without oral argument:*

1. *The case name and number.*
2. *The case type.*
3. *A brief description of the case.*
4. *The date on which the case was added to the court’s docket.*
5. *The date of oral argument or the date the case was submitted to the court panel for decision without oral argument.*
6. *The number of days that have elapsed since the date the oral argument was heard or the date the case was submitted to the court panel for a decision without oral argument.*

7. *A detailed explanation of the court’s failure to render a decision or disposition within 180 days after oral argument was heard or after the date on which the case was submitted to the court panel for a decision without oral argument.*

8. *The date on which, or the time period within which, the court expects to render a decision or disposition.*

(b) *In part II of the report, the court shall provide the following information regarding each case decided or disposed of by the court between October 1 of the prior year and September 30 of the current year, for which the decision or disposition was not rendered within 180 days after oral argument was heard or after the date on which the case was submitted to the court panel for a decision without oral argument:*

1. *The information required in subparagraphs (a)1.-5. and 7.*
2. *The date that a decision or disposition was issued.*
3. *The number of days that had elapsed between the date oral argument was heard or the date the case was submitted to the court panel for a decision without oral argument and the date on which a decision or disposition was issued.*

(2) *The report shall be submitted in an electronic spreadsheet format capable of being sorted and filtered by the following elements:*

- (a) *The case number.*
- (b) *The case type.*
- (c) *The date on which the case was added to the court’s docket.*
- (d) *The date of oral argument or the date the case was submitted to the court panel for decision without oral argument.*
- (e) *The number of days that elapsed since the date oral argument was heard or the date the case was submitted to the court panel for a decision without oral argument.*
- (f) *The date of decision or disposition.*

(3) *The case type of each case reported shall include civil, criminal not seeking the death penalty, criminal seeking the death penalty, court rules, bar discipline, or judicial discipline.*

(4) This section is repealed July 1, 2022, unless reviewed and re-enacted by the Legislature before that date.

Section 2. Effective October 1, 2017, section 985.12, Florida Statutes, is amended to read:

985.12 Civil citation and similar diversion programs.—

(1) As used in this section, the term:

(a) “Law enforcement officer” has the same meaning as provided in s. 943.10.

(b) “Misdemeanor offense” means one misdemeanor violation of law.

(2)(a) There is established a process for the use of juvenile civil citation and similar diversion programs to provide ~~process for the purpose of providing~~ an efficient and innovative alternative to custody by the department of Juvenile Justice for juveniles children who commit nonserious delinquent acts and to ensure swift and appropriate consequences. The department shall encourage and assist in the implementation and improvement of civil citation and ~~programs or other similar diversion programs in around~~ the state.

(b) One or more ~~The~~ civil citation or similar diversion programs ~~program~~ shall be established in each county to serve juveniles who commit misdemeanor offenses as provided in this section. Such programs must meet the requirements of this section and be established ~~at the local level~~ with the concurrence of the chief judge of the circuit, state attorney, public defender, and the head of each local law enforcement agency involved. At least one program must be applicable countywide. The countywide program may be established by a county or by interlocal agreement pursuant to s. 163.01 by a county working jointly with any municipalities or other entities within the county’s boundaries or contiguous counties and any municipalities or other entities within the counties’ boundaries. The program may be operated by an entity such as a law enforcement agency, the department, a juvenile assessment center, the county or municipality, or another entity selected by the county or municipality. Any additional programs shall complement the countywide program. Any program may work with any other program in the state to best serve the juveniles in the jurisdiction. An entity operating such a ~~the civil citation or similar diversion~~ program must do so in consultation and agreement with the state attorney and local law enforcement agencies.

(3) Under ~~such~~ a juvenile civil citation or similar diversion program, a law enforcement officer who makes, ~~upon making~~ contact with a juvenile who admits having committed a misdemeanor offense for the first time ~~misdemeanor~~, may:

(a) Choose to issue a simple warning or inform the child’s guardian or parent of the child’s infraction, ~~or may~~

(b) Issue a civil citation to the juvenile or require the juvenile’s participation in a similar diversion program, as follows:

1. A law enforcement officer shall issue the citation if the violation of law is a misdemeanor offense and is one of the following:

a. Section 562.111, relating to possession of alcoholic beverages by persons under age 21;

b. Section 784.03(1), relating to battery. This sub-subparagraph excludes battery relating to domestic violence as defined in s. 741.28;

c. Section 806.13, relating to criminal mischief;

d. Section 810.08 or s. 810.09, relating to trespass;

e. Section 812.014(2)(e) or s. 812.014(3)(a), relating to theft;

f. Section 812.015(2), relating to retail and farm theft;

g. Section 856.021, relating to loitering or prowling;

h. Section 870.01(1), relating to affrays and riots;

i. Section 877.03, relating to disorderly conduct;

j. Section 893.13(6)(b), relating to possession of certain amounts of cannabis;

k. Section 893.147, relating to use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia; or

l. Section 843.02, relating to resisting an officer without violence.

2. A law enforcement officer may issue a civil citation to a juvenile or require the juvenile’s participation in a similar diversion program if the violation of law is a misdemeanor offense not enumerated in subparagraph 1.

3. Notwithstanding subparagraph 1., a law enforcement officer may issue a civil citation to a juvenile or require the juvenile’s participation in a similar diversion program if the violations of law are more than one misdemeanor offense arising out of the same criminal episode.

(4) Under a juvenile civil citation or similar diversion program, a law enforcement officer who makes contact with a juvenile who admits to having committed a misdemeanor offense and has one or two prior misdemeanors from a separate criminal episode may issue a civil citation to the juvenile or require the juvenile’s participation in a similar diversion program, regardless of whether the violations of law are enumerated in subparagraph (3)(b)1.

(5) Under a juvenile civil citation or similar diversion program, a law enforcement officer who makes contact with a juvenile who admits to having committed a misdemeanor offense and is currently alleged to have committed, or is currently charged with and awaiting final disposition, of an offense that would be a felony, may issue a civil citation to the juvenile or require the juvenile’s participation in a similar diversion program, regardless of whether the violations of law are enumerated in subparagraph (3)(b)1.

(6) If an arrest is made for a misdemeanor offense subject to subparagraph (3)(b)2., subparagraph (3)(b)3., subsection (4), or subsection (5), a law enforcement officer must provide written documentation as to why the arrest was warranted.

(7) A law enforcement officer shall advise a juvenile eligible to receive a civil citation under subsection (3), (4), or (5) that he or she has the option to refuse the civil citation or other similar diversion program and be referred to the department. This option may be exercised at any time before completion of the community service assignment required under subsection (9). Participation in a civil citation or similar diversion program is not considered a referral to the department.

(8) Upon issuance of the civil citation or documentation requiring a similar diversion program, the law enforcement officer shall send a copy to the county sheriff, the state attorney, the department or the entity operating the program as designated by the department, the parent or guardian of the juvenile, and the victim. The entity operating the program shall enter such information into the juvenile justice information system.

(9) A juvenile who elects to participate in a civil citation or similar diversion program shall complete, ~~and assess~~ up to 50 community service hours, and participate ~~require participation~~ in intervention services as indicated by an assessment of the needs of the juvenile, including family counseling, urinalysis monitoring, and substance abuse and mental health treatment services.

(a) The juvenile shall report to the entity operating the program within 10 business days after the date of issuance of the civil citation or documentation for a similar diversion program. The juvenile shall spend a minimum of 5 hours per week completing the community service assignment. The entity operating the program shall immediately notify the department through the juvenile justice information system that a juvenile has reported to the entity operating the program and the expected date on which the juvenile will complete the community service assignment. ~~A copy of each citation issued under this section shall be provided to the department, and the department shall enter appropriate information into the juvenile offender information system. Use of the civil citation or similar diversion program is not limited to first time misdemeanors and may be used in up to two subsequent misdemeanors. If~~

~~an arrest is made, a law enforcement officer must provide written documentation as to why an arrest was warranted.~~

(b) At the conclusion of a juvenile's civil citation program or similar diversion program, the entity agency operating the program shall report the outcome of the program to the department.

(c) ~~If the juvenile fails to timely report for a community service assignment, complete such assignment, or comply with assigned intervention services within the prescribed time, the entity operating the program shall notify the law enforcement officer. The law enforcement officer shall determine if there is good cause to arrest the juvenile for the original misdemeanor offense and refer the case to the state attorney or allow the juvenile to continue in the program.~~

(d) ~~If the juvenile commits a subsequent delinquent act then the entity operating the program shall notify the law enforcement officer and the law enforcement officer shall arrest the juvenile for the original misdemeanor offense and refer the case to the state attorney. The issuance of a civil citation is not considered a referral to the department.~~

~~(10)(2) The department shall develop guidelines for the civil citation and similar diversion programs program which include intervention services that are based on upon proven civil citation or similar diversion programs in within the state. The department shall generate a report annually on the best practices of the programs. The department must provide the report annually to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31 each year. The department must also provide an electronic copy of the annual report to the civil citation and similar diversion programs no later than January 31 of each year.~~

(11) ~~The department shall generate a report annually on participation and outcomes for civil citation and similar diversion programs, reported as statewide aggregate data and data for each civil citation and similar diversion program from the previous calendar year. The annual report shall be available on the department's website no later than January 31 of each year. The department must also provide an electronic copy of the annual report to each civil citation and similar diversion program. At a minimum, the data shall include:~~

- (a) ~~The race, ethnicity, gender, and age of the juvenile;~~
- (b) ~~The juvenile's county of residence;~~
- (c) ~~The misdemeanor offenses committed;~~
- (d) ~~The county where the misdemeanor offenses were committed;~~
- (e) ~~Whether the juvenile has previously participated in a civil citation or similar diversion program;~~
- (f) ~~Whether the juvenile successfully completed or failed to complete a civil citation or similar diversion program; and~~
- (g) ~~Recidivism data for juveniles in paragraph (f).~~

(12) ~~This section does not apply to:~~

- (a) ~~A juvenile who has entered a plea of nolo contendere or guilty to, or has been found to have committed, an offense that would be a felony if committed by an adult.~~
- (b) ~~A misdemeanor offense arising out of a criminal episode in which the juvenile is also alleged to have committed an offense that would be a felony if committed by an adult.~~

~~(3) Upon issuing such citation, the law enforcement officer shall send a copy to the county sheriff, state attorney, the appropriate intake office of the department, or the community service performance monitor designated by the department, the parent or guardian of the child, and the victim.~~

~~(4) The child shall report to the community service performance monitor within 7 working days after the date of issuance of the citation. The work assignment shall be accomplished at a rate of not less than 5 hours per week. The monitor shall advise the intake office immediately upon reporting by the child to the monitor, that the child has in fact~~

~~reported and the expected date upon which completion of the work assignment will be accomplished.~~

~~(5) If the child fails to report timely for a work assignment, complete a work assignment, or comply with assigned intervention services within the prescribed time, or if the juvenile commits a subsequent misdemeanor, the law enforcement officer shall issue a report alleging the child has committed a delinquent act, at which point a juvenile probation officer shall process the original delinquent act as a referral to the department and refer the report to the state attorney for review.~~

~~(6) At the time of issuance of the citation by the law enforcement officer, such officer shall advise the child that the child has the option to refuse the citation and to be referred to the intake office of the department. That option may be exercised at any time before completion of the work assignment.~~

Section 3. Effective October 1, 2017, paragraph (b) of subsection (3) of section 943.051, Florida Statutes, is amended to read:

943.051 Criminal justice information; collection and storage; fingerprinting.—

(3)

(b) A minor who is charged with or found to have committed the following offenses shall be fingerprinted and the fingerprints shall be submitted electronically to the department, unless the minor participates in ~~is issued~~ a civil citation or similar diversion program pursuant to s. 985.12:

1. Assault, as defined in s. 784.011.
2. Battery, as defined in s. 784.03.
3. Carrying a concealed weapon, as defined in s. 790.01(1).
4. Unlawful use of destructive devices or bombs, as defined in s. 790.1615(1).
5. Neglect of a child, as defined in s. 827.03(1)(e).
6. Assault or battery on a law enforcement officer, a firefighter, or other specified officers, as defined in s. 784.07(2)(a) and (b).
7. Open carrying of a weapon, as defined in s. 790.053.
8. Exposure of sexual organs, as defined in s. 800.03.
9. Unlawful possession of a firearm, as defined in s. 790.22(5).
10. Petit theft, as defined in s. 812.014(3).
11. Cruelty to animals, as defined in s. 828.12(1).
12. Arson, as defined in s. 806.031(1).
13. Unlawful possession or discharge of a weapon or firearm at a school-sponsored event or on school property, as provided in s. 790.115.

Section 4. Effective October 1, 2017, paragraph (b) of subsection (1) of section 985.11, Florida Statutes, is amended to read:

985.11 Fingerprinting and photographing.—

(1)

(b) Unless the child ~~is participating in~~ ~~is issued~~ a civil citation or ~~is participating in~~ a similar diversion program pursuant to s. 985.12, a child who is charged with or found to have committed one of the following offenses shall be fingerprinted, and the fingerprints shall be submitted to the Department of Law Enforcement as provided in s. 943.051(3)(b):

1. Assault, as defined in s. 784.011.
2. Battery, as defined in s. 784.03.
3. Carrying a concealed weapon, as defined in s. 790.01(1).

4. Unlawful use of destructive devices or bombs, as defined in s. 790.1615(1).
5. Neglect of a child, as defined in s. 827.03(1)(e).
6. Assault on a law enforcement officer, a firefighter, or other specified officers, as defined in s. 784.07(2)(a).
7. Open carrying of a weapon, as defined in s. 790.053.
8. Exposure of sexual organs, as defined in s. 800.03.
9. Unlawful possession of a firearm, as defined in s. 790.22(5).
10. Petit theft, as defined in s. 812.014.
11. Cruelty to animals, as defined in s. 828.12(1).
12. Arson, resulting in bodily harm to a firefighter, as defined in s. 806.031(1).
13. Unlawful possession or discharge of a weapon or firearm at a school-sponsored event or on school property as defined in s. 790.115.

A law enforcement agency may fingerprint and photograph a child taken into custody upon probable cause that such child has committed any other violation of law, as the agency deems appropriate. Such fingerprint records and photographs shall be retained by the law enforcement agency in a separate file, and these records and all copies thereof must be marked "Juvenile Confidential." These records are not available for public disclosure and inspection under s. 119.07(1) except as provided in ss. 943.053 and 985.04(2), but shall be available to other law enforcement agencies, criminal justice agencies, state attorneys, the courts, the child, the parents or legal custodians of the child, their attorneys, and any other person authorized by the court to have access to such records. In addition, such records may be submitted to the Department of Law Enforcement for inclusion in the state criminal history records and used by criminal justice agencies for criminal justice purposes. These records may, in the discretion of the court, be open to inspection by anyone upon a showing of cause. The fingerprint and photograph records shall be produced in the court whenever directed by the court. Any photograph taken pursuant to this section may be shown by a law enforcement officer to any victim or witness of a crime for the purpose of identifying the person who committed such crime.

Section 5. Subsection (5) is added to section 985.557, Florida Statutes, to read:

985.557 Direct filing of an information; discretionary and mandatory criteria.—

(5) *DATA COLLECTION RELATING TO DIRECT FILE.*—

(a) *Beginning March 1, 2018, the department shall collect data relating to children who qualify to be prosecuted as adults under this section and s. 985.556 regardless of the outcome of the case, including, but not limited to:*

1. *Age.*
2. *Race and ethnicity.*
3. *Gender.*
4. *Circuit and county of residence.*
5. *Circuit and county of offense.*
6. *Prior adjudications or adjudications withheld.*
7. *Prior periods of probation including any violations of probation.*
8. *Previous contacts with law enforcement agencies or the court which resulted in a civil citation, arrest, or charges being filed with the state.*
9. *Initial charges.*
10. *Charges at disposition.*

11. *Whether child codefendants were involved who were transferred to adult court.*
12. *Whether the child was represented by counsel or whether the child waived counsel.*
13. *Risk assessment instrument score.*
14. *The child's medical, mental health, substance abuse, or trauma history.*
15. *The child's history of mental impairment or disability-related accommodations.*
16. *The child's history of abuse or neglect.*
17. *The child's history of foster care placements, including the number of prior placements.*
18. *Whether the child has below-average intellectual functioning.*
19. *Whether the child has received mental health services or treatment.*
20. *Whether the child has been the subject of a child-in-need-of-services or families-in-need-of-services petition or a dependency petition.*
21. *Whether the child was transferred for criminal prosecution as an adult.*
22. *The case resolution in juvenile court.*
23. *The case resolution in adult court.*

(b) *Beginning March 1, 2018, for a child transferred for criminal prosecution as an adult, the department shall also collect:*

1. *Disposition data, including, but not limited to, whether the child received adult sanctions, juvenile sanctions, or diversion and, if sentenced to prison, the length of the prison sentence or the enhanced sentence; and*
2. *Whether the child was previously found incompetent to proceed in juvenile court.*

(c) *For every juvenile case transferred between July 1, 2016, and June 30, 2017, the department shall work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the aggregated data. The department must provide this report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 31, 2018.*

(d) *The department must work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the aggregated data collected under paragraphs (a) and (b) on an annual basis. The department must provide this report annually to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than January 31 of the following calendar year.*

Section 6. *If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.*

Section 7. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to judicial resources; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; amending s. 985.12, F.S.; requiring the establishment of civil citation or similar diversion programs for juveniles in each county; providing definitions; specifying program eligibility, participation, and implementation requirements; providing exceptions; providing applicability; requiring the Department of Juvenile Justice to generate annual reports; requiring reports by specified

dates; amending ss. 943.051 and 985.11, F.S.; conforming provisions to changes made by the act; amending s. 985.557, F.S.; requiring the department, beginning on a certain date, to collect specified information relating to children who qualify for prosecution as adults and for children who are transferred for criminal prosecution as adults; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate a report analyzing the data of juveniles transferred for prosecution as adults during a certain period; requiring the department to provide the report to the Governor and the Legislature by a certain date; requiring the department to work with the Office of Program Policy Analysis and Government Accountability to generate an annual report to include certain information and provide it to the Governor and the Legislature by a specified date; providing severability; providing effective dates.

Pursuant to Rule 4.19, **HB 301**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 1238—A bill to be entitled An act relating to utility investments in gas reserves; amending s. 366.04, F.S.; revising the jurisdiction of the Public Service Commission over public utilities to include the approval of cost recovery for certain gas reserve investments; requiring the commission to adopt, by rule, standards by which it will determine the prudence of such investments; requiring each public utility to file with the commission a comparison of all gas reserve projects entered into on behalf of the utility and any affiliate or subsidiary of the parent company as part of its risk management plan; specifying the requirements of the filing; requiring the use of a third-party auditor for audits of associated transactions for a gas reserve project; requiring a public utility entering into a gas reserves project to have a transportation path between the project and the utility's service territory; specifying the accounting of the costs of any new transportation in the economic analysis of projects; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (968298)—Delete line 34 and insert:
public utility's prudent investments, including rate of return, and for

Pursuant to Rule 4.19, **CS for SB 1238**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1084—A bill to be entitled An act relating to firefighters; creating s. 633.415, F.S.; providing for the designation as a Lifetime Firefighter; providing requirements for such designation; providing responsibilities of the Division of State Fire Marshal within the Department of Financial Services; authorizing the division to investigate reports, complaints, or felony convictions concerning Lifetime Firefighters; authorizing the division to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1084**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 465** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Stargel—

CS for CS for HB 465—A bill to be entitled An act relating to firefighters; creating s. 633.415, F.S.; providing for the designation as a Lifetime Firefighter; providing requirements for such designation; providing responsibilities of the Division of State Fire Marshal within the Department of Financial Services; authorizing the division to investigate convictions or disqualifying events concerning Lifetime Firefighters; authorizing the division to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for SB 1084** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 465** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1012** was deferred.

CS for SB 928—A bill to be entitled An act relating to water protection and sustainability; creating the "Heartland Headwaters Protection and Sustainability Act"; creating s. 373.462, F.S.; providing legislative findings and a declaration of important state interest; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative, in coordination with its member county and municipal governments, to prepare a comprehensive annual report on certain water resource projects within its members' jurisdictions; specifying requirements for such report; specifying to whom such report must be submitted; requiring the Polk Regional Water Cooperative, in coordination with appropriate water management districts, to submit an annual status report on projects receiving priority state funding; requiring that such report be included in specified annual reports; amending s. 212.055, F.S.; authorizing local government infrastructure surtax proceeds to be allocated to regional water supply authorities under certain conditions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 928**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 573** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

On motion by Senator Stargel, by two-thirds vote—

CS for CS for HB 573—A bill to be entitled An act relating to water protection and sustainability; creating the "Heartland Headwaters Protection and Sustainability Act"; creating s. 373.462, F.S.; providing legislative findings and intent; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative to prepare an annual report concerning water resource projects within a specified area; specifying requirements for such report; requiring the report to be submitted annually to the Legislature, the Department of Environmental Protection, and the appropriate water management districts; requiring the inclusion of such report in the appropriate consolidated water management district annual report; providing an effective date.

—a companion measure, was substituted for **CS for SB 928**, and by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 573** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1014** was deferred.

CS for CS for CS for SB 840—A bill to be entitled An act relating to controlled substance prescribing; providing legislative findings; requiring that specified physicians who are registered with the United States Drug Enforcement Administration to prescribe controlled substances complete a continuing education course before a certain date; specifying requirements for the continuing education course; authorizing the course to be offered in a distance learning format; creating grounds for disciplinary actions for failure to meet the course requirements; providing that completion of the course is a condition of licensure renewal as of a certain date; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program database; specifying when a revised reporting requirement takes effect; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 840**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB**

557 was withdrawn from the Committees on Health Policy; Governmental Oversight and Accountability; Regulated Industries; and Rules.

On motion by Senator Clemens, the rules were waived and—

CS for CS for HB 557—A bill to be entitled An act relating to the controlled substance prescribing; amending s. 456.44, F.S.; defining the term “acute pain”; limiting prescribing of opioids for acute pain in certain circumstances; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities dispensing controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program’s database; specifying when a revised reporting requirement takes effect; amending s. 463.0055, F.S.; revising a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 840** and read the second time by title.

Senator Clemens moved the following amendment which was adopted:

Amendment 1 (490720) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *The Legislature finds that the road to drug addiction may begin as early as 3 days after the initiation of opioid treatment for acute pain. Because of the potentially devastating effects of such addiction, the Legislature also finds that awareness of this potentially life-threatening problem must be raised among Florida’s practitioners. Before December 31, 2017, each physician licensed pursuant to chapter 458, Florida Statutes, or chapter 459, Florida Statutes, who is registered with the United States Drug Enforcement Administration to prescribe controlled substances pursuant to 21 U.S.C. s. 822 shall complete a 2-hour continuing education course offered by a statewide professional association of physicians in this state which is accredited to provide educational activities designated for the American Medical Association Physician’s Recognition Award (AMA PRA) Category 1 Credit or the American Osteopathic Association (AOA) Category 1-A continuing medical education (CME) credit. The course must contain information on the current standards regarding opiate prescribing and alternatives to these standards, and information on the risks of opioid addiction following even brief periods of treatment in the management of acute pain. The course may be offered in a distance learning format and must be included within the number of continuing medical education hours required by law. Failure to complete the course before December 31, 2017, constitutes grounds for disciplinary action under s. 456.072(1)(e), Florida Statutes, and chapter 458, Florida Statutes, or chapter 459, Florida Statutes, as applicable. Effective January 1, 2020, completion of this course is required as a condition of licensure renewal for every physician registered with the United States Drug Enforcement Administration to prescribe controlled substances.*

Section 2. Subsection (4), paragraph (g) of subsection (5), and paragraphs (a) and (b) of subsection (7) of section 893.055, Florida Statutes, are amended to read:

893.055 Prescription drug monitoring program.—

(4) Each time a controlled substance is dispensed to an individual, the controlled substance shall be reported to the department through the system as soon thereafter as possible, but *no later than the close of the next business day* ~~not more than 7 days~~ after the day ~~date~~ the controlled substance is dispensed unless an extension is approved by the department for cause as determined by rule. A dispenser must meet the reporting requirements of this section by *submitting via the department-approved electronic system* ~~providing~~ the required information concerning each controlled substance that it dispensed ~~in a department-approved, secure methodology and format. Such approved formats may include, but are not limited to, submission via the Internet, on a disc, or by use of regular mail.~~

(5) When the following acts of dispensing or administering occur, the following are exempt from reporting under this section for that specific act of dispensing or administration:

(g) A rehabilitative hospital, assisted living facility, or nursing home dispensing a certain dosage of a controlled substance, as needed, to a patient *while the patient is present and receiving care* as ordered by the patient’s treating physician.

(7)(a) A practitioner or pharmacist who dispenses a controlled substance must submit the information required by this section in an electronic ~~or other~~ method in an ASAP format approved by rule of the department unless otherwise provided in this section. The cost to the dispenser in submitting the information required by this section may not be material or extraordinary. Costs not considered to be material or extraordinary include, but are not limited to, regular postage, electronic media, regular electronic mail, and facsimile charges.

(b) A pharmacy, prescriber, or dispenser, or the designee of a pharmacy, prescriber, or dispenser, shall have access to information in the prescription drug monitoring program’s database which relates to a patient of that pharmacy, prescriber, or dispenser in a manner established by the department as needed for the purpose of reviewing the patient’s controlled substance prescription history. *An employee of the United States Department of Veterans Affairs who provides health care services pursuant to such employment and who has the authority to prescribe controlled substances shall have access to the information in the program’s database in a manner established by the department. Such access is limited to the information that relates to a patient of such employee and may be accessed only for the purpose of reviewing the patient’s controlled substance prescription history.* Other access to the program’s database shall be limited to the program’s manager and to the designated program and support staff, who may act only at the direction of the program manager or, in the absence of the program manager, as authorized. Access by the program manager or such designated staff is for prescription drug program management only or for management of the program’s database and its system in support of the requirements of this section and in furtherance of the prescription drug monitoring program. Confidential and exempt information in the database shall be released only as provided in paragraph (c) and s. 893.0551. The program manager, designated program and support staff who act at the direction of or in the absence of the program manager, and any individual who has similar access regarding the management of the database from the prescription drug monitoring program shall submit fingerprints to the department for background screening. The department shall follow the procedure established by the Department of Law Enforcement to request a statewide criminal history record check and to request that the Department of Law Enforcement forward the fingerprints to the Federal Bureau of Investigation for a national criminal history record check.

Section 3. *The requirement in s. 893.055(4), Florida Statutes, as amended by this act, that the dispensing of a controlled substance be reported to the Department of Health no later than the next business day shall take effect January 1, 2018.*

Section 4. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to controlled substance prescribing; providing legislative findings; requiring that specified physicians who are registered with the United States Drug Enforcement Administration to prescribe controlled substances complete a continuing education course before a certain date; specifying requirements for the continuing education course; authorizing the course to be offered in a distance learning format; creating grounds for disciplinary actions for failure to meet the course requirements; providing that completion of the course is a condition of licensure renewal as of a certain date; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities that dispense controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program database; specifying when a revised reporting requirement takes effect; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for HB 557**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 776—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of the manufacturing of a controlled substance in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 776**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 879** was withdrawn from the Committee on Rules.

On motion by Senator Baxley, by two-thirds vote—

CS for HB 879—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of the manufacturing of a controlled substance in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 776**, and by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for HB 879** was placed on the calendar of Bills on Third Reading.

CS for SB 446—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 446**, pursuant to Rule 3.11(3), there being no objection, **HB 379** was withdrawn from the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Passidomo—

HB 379—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under

certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

—a companion measure, was substituted for **CS for SB 446** and read the second time by title.

Pursuant to Rule 4.19, **HB 379** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1252** was deferred.

On motion by Senator Grimsley—

CS for CS for SB 1018—A bill to be entitled An act relating to pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; providing goals and legislative findings; specifying the authority of the Department of Environmental Protection; specifying that the act does not alter or affect the emergency management responsibilities of certain other governmental entities; creating s. 403.078, F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of the release; authorizing the owner or operator to amend such notice; specifying compliance and enforcement requirements; requiring owners or operators to provide notice when a reportable pollution release migrates outside the property boundaries of the installation; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; amending s. 403.121, F.S.; specifying penalties for failure to provide the required notice; amending s. 376.3071, F.S.; providing an exception to prompt payment requirements to subcontractors and suppliers; amending s. 376.30713, F.S.; revising legislative findings; specifying that applicants for advanced cleanup of certain individual sites are not subject to application period limitations and need not pay a certain cost-sharing commitment; requiring applications by such applicants to be accepted on a first-come, first-served basis; providing that such applications are not subject to certain ranking provisions; specifying application requirements; providing construction; increasing the amount per year that the Department of Environmental Protection may use for advanced cleanup work; specifying expenditure limitations; revising duties of property owners and responsible parties with respect to voluntary cost-share agreements; amending s. 376.3078, F.S.; providing a statement of public interest; authorizing site assessments in advance of site priority ranking under certain circumstances; specifying criteria for sites to be eligible for such assessments; specifying what must be demonstrated through such assessments; specifying criteria for the assignment of assessment tasks; specifying funding limitations; specifying the prioritization of requests; amending s. 220.1845, F.S.; increasing the total amount of an authorization for tax credits; amending s. 376.30781, F.S.; increasing the total amount of tax credits the department is responsible for allocating; providing an effective date.

—was read the second time by title.

SENATOR BRADLEY PRESIDING

Senator Galvano offered the following amendment which was moved by Senator Grimsley and adopted:

Amendment 1 (856958) (with title amendment)—Delete lines 68-214 and insert:

403.077 Public notification of pollution.—

(1) *DEFINITION.—As used in this section, the term “reportable pollution release” means the release or discharge of a substance from an installation to the air, land, or waters of the state which is discovered by*

the owner or operator of the installation, which is not authorized by law, and which is reportable to the State Watch Office within the Division of Emergency Management pursuant to any department rule, permit, order, or variance.

(2) **OWNER AND OPERATOR RESPONSIBILITIES.**—

(a) In the event of a reportable pollution release, an owner or operator of the installation at which the reportable pollution release occurs must provide to the department information reported to the State Watch Office within the Division of Emergency Management pursuant to any department rule, permit, order, or variance, within 24 hours after the owner's or operator's discovery of such reportable pollution release.

(b) If multiple parties are subject to the notification requirements based on a single reportable pollution release, a single notification made by one party in accordance with this section constitutes compliance on behalf of all parties subject to the requirement. However, if the notification is not made in accordance with this section, the department may pursue enforcement against all parties subject to the requirement.

(c) If, after providing notice pursuant to paragraph (a), the owner or operator of the installation determines that a reportable pollution release did not occur or that an amendment to the notice is warranted, the owner or operator may submit a letter to the department documenting such determination.

(d) If, after providing notice pursuant to paragraph (a), the installation owner or operator discovers that a reportable pollution release has migrated outside the property boundaries of the installation, the owner or operator must provide an additional notice to the department that the release has migrated outside the property boundaries within 24 hours after its discovery of the migration outside of the property boundaries.

(3) **DEPARTMENT RESPONSIBILITIES.**—

(a) The department shall publish on a website accessible to the public all notices submitted by an owner or operator pursuant to subsection (2) within 24 hours after receipt.

(b) The department shall create an electronic mailing list for such notices and allow the public, including local governments, health departments, news media, and other interested persons, to subscribe to and receive periodic direct announcement of any notices submitted pursuant to subsection (2). The department shall establish regional electronic mailing lists, such as by county or district boundaries, to allow subscribers to determine the notices they wish to receive by geographic area.

(c) The department shall establish an e-mail address and an online form as options for owners and operators to provide the notice specified in subsection (2). The online form may not require the submission of information in addition to what is required for submission pursuant to paragraph (2)(a).

(d) The department shall adopt rules necessary to implement the requirements of this subsection.

(4) **ADMISSION OF LIABILITY OR HARM.**—Providing notice under subsection (2) does not constitute an admission of liability or harm.

(5) **VIOLATIONS.**—Failure to provide the notification required by subsection (2) shall subject the owner or operator to the civil penalties specified in s. 403.121.

Section 3. Section 403.078, Florida Statutes, is created to read:

403.078 *Effect on other law.*—The Public Notice of Pollution Act does not alter or affect the emergency management responsibilities of the Governor, the Division of Emergency Management, or the governing body of any political subdivision of the state pursuant to chapter 252.

Section 4. Paragraph (e) is added to subsection (1) of section 403.161, Florida Statutes, to read:

403.161 Prohibitions, violation, penalty, intent.—

(1) It shall be a violation of this chapter, and it shall be prohibited for any person:

(e) To fail to provide required notice pursuant to s. 403.077.

Section 5. Section 14.2016, Florida Statutes, is amended to read:

14.2016 Division of Emergency Management.—

(1) The Division of Emergency Management is established within the Executive Office of the Governor. The division shall be a separate budget entity, as provided in the General Appropriations Act and shall prepare and submit a budget request in accordance with chapter 216. The division shall be responsible for all professional, technical, and administrative support functions necessary to carry out its responsibilities under part I of chapter 252. The director of the division shall be appointed by and serve at the pleasure of the Governor and shall be the head of the division for all purposes. The division shall administer programs to rapidly apply all available aid to communities stricken by an emergency as defined in s. 252.34 and, for this purpose, shall provide liaison with federal agencies and other public and private agencies.

(2) *The State Watch Office is established within the Division of Emergency Management.*

(a) *The primary purpose of the office is to record, analyze, and share information with federal, state, and county entities for appropriate response to emergencies.*

(b) *The office is not a dispatch center, but a clearinghouse of information to be shared with other governmental entities that can independently act within their own authority and protocols.*

And the title is amended as follows:

Delete lines 4-29 and insert: F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of the release; authorizing multiple parties to submit one notification under certain circumstances; authorizing the owner or operator to amend notices; requiring the owner or operator to make additional notice upon discovery of the release migrating outside of installation boundaries; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; creating s. 403.078, F.S.; specifying that the act does not alter certain emergency responsibilities pursuant to ch. 252, F.S.; amending s. 403.161, F.S.; specifying penalties; amending s. 14.2016, F.S.; creating the State Watch Office within the Division of Emergency Management; specifying the purpose of the office; amending s. 376.3071, F.S.; providing

Senator Grimsley moved the following amendment which was adopted:

Amendment 2 (440404) (with title amendment)—Delete lines 497-516.

And the title is amended as follows:

Delete lines 54-58 and insert: requests; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 3 (476894) (with title amendment)—Between lines 516 and 517 insert:

Section 1. (1) *The Department of Environmental Protection shall evaluate the potential for using the Inland Protection Trust Fund to respond to the damage or potential damage to underground storage tank systems caused by ethanol or biodiesel. The department shall issue a request for information regarding the potential for damage to under-*

ground petroleum systems by ethanol or biodiesel and the potential costs of implementing and maintaining a program to address such damage. The department shall compile this information into a report, which shall be submitted to the President of the Senate, the Speaker of the House of Representatives, and the Governor by December 15, 2017.

(2) For the 2017-2018 fiscal year, the sum of \$25,000 in nonrecurring funds from the Inland Protection Trust Fund is provided to fund the program provided in subsection (1).

(3) This section expires December 30, 2017.

And the title is amended as follows:

Delete line 58 and insert: for allocating; requiring the department to evaluate the potential for using a specified trust fund for a specified purpose; requiring the department to issue a request for information regarding the potential for damage to underground petroleum systems and to compile a report; requiring the report to be submitted to the Legislature and the Governor; providing an appropriation; providing an expiration date; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for SB 1018**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 1622—A bill to be entitled An act relating to school bus safety; providing a short title; amending s. 316.027, F.S.; providing mandatory noncriminal penalties for certain violations resulting in serious bodily injury to or death of another person; amending s. 318.18, F.S.; requiring a fine and driver license suspension for such a violation; amending s. 322.27, F.S.; requiring imposition of points against a driver license for such a violation; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1622**, pursuant to Rule 3.11(3), there being no objection, **HB 1239** was withdrawn from the Committee on Rules.

On motion by Senator Passidomo, by two-thirds vote—

HB 1239—A bill to be entitled An act relating to school bus safety; providing a short title; amending s. 316.027, F.S.; providing mandatory noncriminal penalties for certain violations resulting in serious bodily injury to or death of another person; amending s. 318.18, F.S.; requiring a fine and driver license suspension for such a violation; amending s. 322.27, F.S.; requiring imposition of points against a driver license for such a violation; providing an effective date.

—a companion measure, was substituted for **SB 1622**, and by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **HB 1239** was placed on the calendar of Bills on Third Reading.

Consideration of **HJR 7105** and **HB 7107** was deferred.

On motion by Senator Lee—

HJR 7105—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 37 of Article XII of the State Constitution to increase the homestead exemption by exempting the assessed valuation of homestead property greater than \$75,000 and up to \$100,000 for all levies other than school district levies, and to provide an effective date.

—was read the second time by title.

The Committee on Rules recommended the following amendment which was moved by Senator Lee and adopted:

Amendment 1 (507120) (with ballot and title amendments)—Delete lines 28-128 and insert: dollars and up to seventy-five thousand dollars, and on the assessed valuation greater than one hundred thousand dollars and up to one

hundred twenty-five thousand dollars, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entirety, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years. The exemption shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This exemption is repealed on the effective date of any amendment to this Article which provides for the assessment of homestead property at less than just value.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(d) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant either or both of the following additional homestead tax exemptions:

(1) An exemption not exceeding fifty thousand dollars to a person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age sixty-five, and whose household income, as defined by general law, does not exceed twenty thousand dollars; or

(2) An exemption equal to the assessed value of the property to a person who has the legal or equitable title to real estate with a just value less than two hundred and fifty thousand dollars, as determined in the first tax year that the owner applies and is eligible for the exemption, and who has maintained thereon the permanent residence of the owner for not less than twenty-five years, who has attained age sixty-five, and whose household income does not exceed the income limitation prescribed in paragraph (1).

The general law must allow counties and municipalities to grant these additional exemptions, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

(e) Each veteran who is age 65 or older who is partially or totally permanently disabled shall receive a discount from the amount of the ad valorem tax otherwise owed on homestead property the veteran owns and resides in if the disability was combat related and the veteran was honorably discharged upon separation from military service. The discount shall be in a percentage equal to the percentage of the veteran's permanent, service-connected disability as determined by the United States Department of Veterans Affairs. To qualify for the discount granted by this subsection, an applicant must submit to the county property appraiser, by March 1, an official letter from the United States Department of Veterans Affairs stating the percentage of the veteran's service-connected disability and such evidence that reasonably identifies the disability as combat related and a copy of the veteran's honorable discharge. If the property appraiser denies the request for a discount, the appraiser must notify the applicant in writing of the reasons for the denial, and the veteran may reapply. The Legislature may, by general law, waive the annual application requirement in subsequent years. This subsection is self-executing and does not require implementing legislation.

(f) By general law and subject to conditions and limitations specified therein, the Legislature may provide ad valorem tax relief equal to the total amount or a portion of the ad valorem tax otherwise owed on homestead property to:

(1) The surviving spouse of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

(2) The surviving spouse of a first responder who died in the line of duty.

(3) A first responder who is totally and permanently disabled as a result of an injury or injuries sustained in the line of duty. Causal connection between a disability and service in the line of duty shall not be presumed but must be determined as provided by general law. For purposes of this paragraph, the term "disability" does not include a chronic condition or chronic disease, unless the injury sustained in the line of duty was the sole cause of the chronic condition or chronic disease.

As used in this subsection and as further defined by general law, the term "first responder" means a law enforcement officer, a correctional officer, a firefighter, an emergency medical technician, or a paramedic, and the term "in the line of duty" means arising out of and in the actual performance of duty required by employment as a first responder.

ARTICLE XII

SCHEDULE

SECTION 37. Increased homestead exemption.—This section and the amendment to Section 6 of Article VII increasing the homestead exemption by exempting the assessed valuation of homestead property greater than \$100,000 and up to \$125,000 for

And the ballot statement is amended as follows:

Delete line 139 and insert: property greater than \$100,000 and up to \$125,000 for all levies

And the title is amended as follows:

Delete lines 6-7 and insert: valuation of homestead property greater than \$100,000 and up to \$125,000 for all levies other than school

THE PRESIDENT PRESIDING

SENATOR FLORES PRESIDING

THE PRESIDENT PRESIDING

Pursuant to Rule 4.19, HJR 7105, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

HB 7107—A bill to be entitled An act relating to homestead exemption implementation; amending s. 196.031, F.S.; increasing the homestead exemption from all taxes other than school district taxes; amending s. 200.065, F.S.; specifying calculation of the rolled-back rate for purposes of the 2019 tax roll; providing a repeal date; amending s. 218.125, F.S.; requiring the Legislature to appropriate moneys to offset reductions in tax revenues in certain fiscally constrained counties resulting from increased exemptions; providing a contingent effective date.

—was read the second time by title.

The Committee on Rules recommended the following amendment which was moved by Senator Lee and adopted:

Amendment 1 (690150)—Delete lines 22-23 and insert: of up to \$25,000 on the assessed valuation greater than \$50,000 and up to an additional \$25,000 on the assessed valuation greater than \$100,000 for all levies other than school district levies.

Pursuant to Rule 4.19, HB 7107, as amended, was placed on the calendar of Bills on Third Reading.

BILLS ON THIRD READING

CS for SB 686—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; requiring that electronic mail addresses and Internet identifiers of sexual predators or sexual offenders reported pursuant to specified laws be exempt from public records requirements; providing retroactive applicability; providing construction; providing for future review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Baxley, CS for SB 686 was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Farmer, Perry; Baxley, Flores, Powell; Bean, Gainer, Rader; Benacquisto, Galvano, Rodriguez; Book, Garcia, Rouson; Bracy, Gibson, Simmons; Bradley, Grimsley, Simpson; Brandes, Hutson, Stargel; Braynon, Latvala, Steube; Broxson, Mayfield, Stewart; Campbell, Montford, Thurston; Clemens, Passidomo, Torres

Nays—None

Vote after roll call:

Yea—Young

CS for CS for SB 198—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S.; requiring the Governor to appoint a new member to the commission within a certain timeframe after the occurrence of a vacancy; amending s. 403.805, F.S.; requiring certain proposed rules submitted to the commission to receive specified vote totals for approval or modification; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, CS for CS for SB 198 was passed and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Mr. President, Flores, Powell; Baxley, Gainer, Rader; Bean, Galvano, Rodriguez; Benacquisto, Garcia, Rouson; Book, Gibson, Simmons; Bracy, Grimsley, Simpson; Bradley, Hutson, Stargel; Brandes, Latvala, Steube; Braynon, Lee, Stewart; Broxson, Mayfield, Thurston; Campbell, Montford, Torres; Clemens, Passidomo, Young; Farmer, Perry

Nays—None

SB 762—A bill to be entitled An act relating to child protection; amending s. 61.13, F.S.; prohibiting a time-sharing plan from requiring visitation at a recovery residence between specified hours; amending s.

397.487, F.S.; authorizing a certified recovery residence to allow a minor child to visit a recovery residence, excluding visits during specified hours; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 762**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 329** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

On motion by Senator Baxley, by two-thirds vote—

CS for HB 329—A bill to be entitled An act relating to child protection; amending s. 61.13, F.S.; prohibiting a time-sharing plan from requiring or being interpreted to require visitation at a recovery residence between specified hours; providing exceptions; requiring the court to consider certain factors to determine the best interest of the child; prohibiting the court from ordering visitation at a recovery residence under specified circumstances; amending s. 397.487, F.S.; authorizing a certified recovery residence to allow a minor child to visit a recovery residence, excluding visits during specified hours; providing exceptions; prohibiting a certified recovery residence from allowing visitation under specified circumstances; providing an effective date.

—a companion measure, was substituted for **SB 762**, and by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for HB 329** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

CS for CS for SB 766—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising the offenses of using a scanning device or reencoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on level 4 of the offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 766**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 343** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Rodriguez, by two-thirds vote—

CS for CS for HB 343—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising offenses of using a scanning device or reencoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s.

921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on the offense severity ranking chart; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 766**, and by two-thirds vote, read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for CS for HB 343** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

SB 914—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; defining terms; specifying conditions under which members of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision may participate in fact-finding exercises or excursions; providing for construction; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **SB 914** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

Vote after roll call:

Yea—Baxley

CS for SB 1520—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; revising legislative findings; requiring a plan of termination to be approved by the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation and meet specified requirements for a condominium form of ownership to be terminated for all or a portion of the condominium property under certain circumstances; revising voting requirements for the rejection of a plan of termination; revising the amount of time before a new plan of

termination may be considered after a previous rejection under certain conditions; revising the requirements to qualify for payment as a homestead owner; revising and providing notice requirements; requiring the division to examine a plan of termination and provide specified notice within a certain timeframe; providing applicability; specifying that a plan of termination is presumed to be accepted if notice is not provided within the specified timeframe; providing an appropriation and authorizing a position; providing an effective date.

—as amended April 27, was read the third time by title.

On motion by Senator Latvala, **CS for SB 1520**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

Vote after roll call:

Yea—Baxley

CS for SB 494—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; amending s. 961.02, F.S.; defining the term “violent felony”; making technical changes; amending s. 961.04, F.S.; revising the circumstances under which a person is disqualified from receiving compensation under the Victims of Wrongful Incarceration Compensation Act; amending s. 961.06, F.S.; specifying that a wrongfully incarcerated person who commits no more than one felony that is not a violent felony, rather than a felony law violation, which results in revocation of parole or community supervision is eligible for compensation; providing applicability; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of eligibility for compensation, to incorporate the amendments made by the act to s. 961.04, F.S., in references thereto; reenacting ss. 961.05(6), 961.055(1), and 961.056(4), F.S., relating to the determination of entitlement to compensation, application for compensation for a wrongfully incarcerated person and exemption from application by nolle prosequi, and alternative application for compensation for a wrongfully incarcerated person, to incorporate the amendments made by the act to s. 961.06, F.S., in references thereto; providing an effective date.

—as amended April 27, was read the third time by title.

On motion by Senator Bradley, **CS for SB 494**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Clemens	Mayfield
Baxley	Farmer	Montford
Bean	Flores	Passidomo
Benacquisto	Gainer	Perry
Book	Galvano	Powell
Bracy	Garcia	Rader
Bradley	Gibson	Rodriguez
Brandes	Grimsley	Rouson
Braynon	Hutson	Simmons
Broxson	Latvala	Simpson
Campbell	Lee	Stargel

Steube	Thurston	Young
Stewart	Torres	

Nays—None

CS for CS for HB 599—A bill to be entitled An act relating to public works projects; creating s. 255.0992, F.S.; providing definitions; prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 599** was passed and certified to the House. The vote on passage was:

Yeas—20

Mr. President	Galvano	Perry
Baxley	Grimsley	Simmons
Bean	Hutson	Simpson
Benacquisto	Latvala	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Young
Broxson	Passidomo	

Nays—17

Book	Gainer	Rodriguez
Bracy	Garcia	Rouson
Braynon	Gibson	Stewart
Campbell	Montford	Thurston
Clemens	Powell	Torres
Farmer	Rader	

Vote preference:

May 1, 2017: Nay—Flores

CS for SB 684—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term “Internet identifier”; defining the term “social Internet communication”; requiring a sexual predator to register each Internet identifier’s corresponding website home page or application software name with the Department of Law Enforcement through the sheriff’s office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual predator to register all electronic mail addresses, Internet identifiers, and Internet identifiers’ corresponding website home pages or application names with the department within 48 hours after using the addresses or identifiers, rather than before using them; providing that the department’s sexual predator registration list is a public record, unless otherwise made exempt or confidential and exempt; revising the information that a sexual predator must report to the sheriff’s office each year; conforming provisions to change made by the act; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff’s office; requiring the sexual offender to report any change to each Internet identifier’s corresponding website home page or application software name in person at the sheriff’s office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; requiring a sexual offender to register all electronic mail addresses and Internet identifiers, and each Internet identifier’s corresponding website home page or application software name, with a specified period after using these addresses or identifiers, rather than before using them; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.481(1)(e), F.S., relating to the definition of the term “Internet identifier,” to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to

the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 684**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 699** was withdrawn from the Committee on Rules.

On motion by Senator Baxley, by two-thirds vote—

CS for CS for HB 699—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term “Internet identifier”; defining the term “social Internet communication”; requiring a sexual predator to register each Internet identifier’s corresponding website homepage or application software name with the Department of Law Enforcement through the sheriff’s office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; providing that the department’s sexual predator registration list is a public record, unless otherwise made exempt or confidential and exempt; providing penalties; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff’s office; requiring the sexual offender to report any change to each Internet identifier’s corresponding website homepage or application software name in person at the sheriff’s office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e), F.S., relating to the definition of the term “Internet identifier,” to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 684**, and by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for CS for HB 699** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

CS for CS for SB 1672—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; amending s. 339.175, F.S.; creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; providing that the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee is created within the Tampa Bay Area Regional Transit Authority; amending s. 343.90, F.S.; revising the short title to “Tampa Bay Area Regional Transit Authority Act”; amending s. 343.91, F.S.; revising the definition of the term “authority” to mean the Tampa Bay Area Regional Transit Authority and to include only Hernando, Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; revising the definition of the term “commuter rail”; amending s. 343.92, F.S.; creating the Tampa Bay Area Regional Transit Authority to replace the Tampa Bay Area Regional Transportation Authority; decreasing voting membership on the governing board of the authority; requiring the members to be appointed within a specified period; revising appointment and term requirements of such membership; revising requirements for filling vacancies on the board; requiring the Governor to appoint an initial chair of the board from one of the four members appointed by the Governor; providing that seven members of the board constitute a quorum; providing that the vote of seven members is necessary for any action to be taken by the authority; requiring the board to evaluate the abolishment, continuance, modification, or establishment of specified committees, beginning on a specified date; requiring the board to submit its recommendations for abolishment, continuance, modification, or establishment of the committees to the Legislature before a specified time; deleting requirements related to the establishment of a Transit Management Committee, a Citizens Advisory Committee, and technical advisory committees; conforming provisions to changes made by the act; amending s. 343.922, F.S.; revising the express purposes of the authority to include planning, implementing, and operating mobility improvements and expansions of certain multimodal transportation options, producing a certain regional transit development plan, and serving as the recipient of certain federal funds under certain circumstances; directing the authority to provide to the Legislature a plan to produce the regional transit development plan by a specified date; providing requirements for the regional transit development plan; requiring the authority to develop and adopt a regional transit development plan, rather than a transportation master plan; deleting obsolete provisions; conforming provisions to changes made by the act; providing that an action by the authority regarding state funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, requires approval by a majority vote of each M.P.O. serving the county or counties where such rail transit investment will be made, and the approval by an act of the Legislature; prohibiting the authority from engaging in certain advocacy that seeks to approve the funding of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, subject to specified requirements; requiring the authority to conduct a feasibility study, through an independent third party, for any project of commuter rail, heavy rail transit, or light rail transit, or any combination thereof, before proceeding with the development of the project and before any related contracts are issued; requiring the feasibility study to be submitted to the Governor, the Legislature, and the board of county commissioners of specified counties; amending ss. 343.94, 343.947, 343.95, 343.975, and 343.976, F.S.; conforming provisions to changes made by the act; providing an effective date.

—as amended April 27, was read the third time by title.

Senator Brandes moved the following amendment which failed to receive the required two-thirds vote:

Amendment 1 (681090)—Delete lines 470-471 and insert: *counties where such rail transit investment will be made. Additionally, after approval by a majority vote of each M.P.O., the action must be approved by an act of the Legislature.*

On motion by Senator Latvala, **CS for CS for SB 1672**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Book	Braynon
Baxley	Bracy	Broxson
Bean	Bradley	Campbell
Benacquisto	Brandes	Clemens

Farmer	Lee	Simmons
Flores	Mayfield	Simpson
Gainer	Montford	Stargel
Galvano	Passidomo	Steube
Garcia	Perry	Stewart
Gibson	Powell	Thurston
Grimsley	Rader	Torres
Hutson	Rodriguez	Young
Latvala	Rouson	

Nays—None

CS for CS for SB 474—A bill to be entitled An act relating to hospice care; amending s. 400.60501, F.S.; requiring the Department of Elderly Affairs, in conjunction with the Agency for Health Care Administration, to adopt national hospice outcome measures and survey data by a specified date and to make such measures available to the public; creating s. 400.6096, F.S.; authorizing certain hospice personnel to assist in the disposal of certain prescribed controlled substances; requiring a hospice that chooses to assist in the disposal of certain prescribed controlled substances to establish policies, procedures, and systems for the disposal; authorizing a hospice physician, nurse, or social worker to assist in the disposals of certain prescribed controlled substances; providing requirements for such disposals; amending s. 400.611, F.S.; requiring a hospice to maintain an up-to-date interdisciplinary record of care; revising the patient records retention period; providing for the confidentiality of the interdisciplinary record of patient care; specifying to whom and under what conditions a hospice may release a patient’s interdisciplinary record of care; defining a term; requiring a hospice to release patient statistical data to certain agencies; specifying that information from patient records is confidential and exempt from certain provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 474** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

Consideration of **CS for SB 1670** was deferred.

CS for SB 616—A bill to be entitled An act relating to concealed weapons or firearms; amending s. 790.06, F.S.; authorizing a concealed weapons or concealed firearms licensee to temporarily surrender a weapon or firearm if the licensee approaches courthouse security or management personnel upon arrival and follow their instructions; defining the term “courthouse”; providing that inconsistent definitions are preempted to the Legislature; subjecting the persons or entities responsible for enacting, or causing the enforcement of, an inconsistent definition to specified penalties; providing an effective date.

—was read the third time by title.

Senator Bracy moved the following amendment:

Amendment 1 (370780)—Delete line 83 and insert:

Section 2. This act shall take effect August 1, 2017.

Senator Steube moved the following substitute amendment which was adopted by two-thirds vote:

Amendment 2 (605116)—Delete line 83 and insert:

Section 2. This act shall take effect July 1, 2017.

MOTION

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 6:15 p.m.

On motion by Senator Steube, **CS for SB 616**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—19

Mr. President	Galvano	Simmons
Baxley	Grimsley	Simpson
Bean	Hutson	Stargel
Benacquisto	Lee	Steube
Brandes	Mayfield	Young
Broxson	Passidomo	
Gainer	Perry	

Nays—15

Book	Farmer	Rodriguez
Bracy	Gibson	Rouson
Braynon	Montford	Stewart
Campbell	Powell	Thurston
Clemens	Rader	Torres

CS for CS for CS for SB 596—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce reasonable rules or regulations with reference to the placing and maintaining across, on, or within the right-of-way limits of any road or publicly owned rail corridors under their respective jurisdictions any voice or data communications services lines or wireless facilities; providing a short title; defining terms; prohibiting a county or municipality having jurisdiction and control of the rights-of-way of any public road, referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require a registration process and permit fees only under certain circumstances; requiring an authority to receive and process applications for permits and to issue such permits, subject to specified requirements; prohibiting an authority from requiring approval of or imposing fees or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; providing an exception; providing requirements for the collocation of small wireless facilities on authority utility poles; providing requirements for rates, fees, and other terms related to authority utility poles; authorizing an authority to apply current ordinances regulating placement of communications facilities in the right-of-way, including registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, authority liability, or authority warranties for certain applications; providing that certain permit application requirements and small wireless facility placement requirements shall be waived by the authority; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities, from regulating any communications services, or from imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; requiring a wireless provider to comply with certain nondiscriminatory undergrounding requirements of the authority; authorizing the authority to waive any such require-

ments; authorizing a wireless infrastructure provider to apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities; providing requirements for such application; requiring the authority to accept and process the application, subject to certain requirements; providing construction; authorizing an authority to enforce local codes, administrative rules, or regulations adopted by ordinance in effect on a specified date which are applicable to a historic area designated by the state or authority; authorizing an authority to enforce pending local ordinances, administrative rules, or regulations that are applicable to a historic area designated by the state if the intent to adopt such changes has been publicly declared on or before a specified date; providing retroactive applicability; authorizing an authority to waive certain ordinances or other requirements; providing an effective date.

—as amended April 27, was read the third time by title.

Pending further consideration of **CS for CS for CS for SB 596**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 687** was withdrawn from the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

On motion by Senator Hutson, by two-thirds vote—

CS for CS for HB 687—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce rules or regulations regarding the placing and maintaining of certain voice or data communications services lines or wireless facilities on certain rights-of-way; providing a short title; providing definitions; prohibiting an authority from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require a registration process and permit fees under certain circumstances; requiring an authority to accept, process, and issue applications for permits subject to specified requirements; prohibiting an authority from requiring approval or requiring fees or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; providing an exception; providing requirements for the collocation of small wireless facilities on authority utility poles; providing requirements for rates, fees, and other terms related to authority utility poles; authorizing an authority to apply current ordinances regulating placement of communications facilities in the right-of-way for certain applications; requiring an authority to waive certain permit application requirements and small wireless facility placement requirements; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities and from regulating any communications services or imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; requiring a wireless provider to comply with certain nondiscriminatory undergrounding requirements of an authority; authorizing the authority to waive any such requirements; authorizing a wireless infrastructure provider to apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities; providing application requirements; requiring the authority to accept and process the application subject to certain requirements; providing construction; authorizing an authority to enforce certain local codes, administrative rules, or regulations; authorizing an authority to enforce certain pending local ordinances, administrative rules, or regulations under certain circumstances, subject to waiver by the authority; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 596**, as amended, and by two-thirds vote, read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **CS for CS for HB 687** was read the third time by title, passed by the required constitutional two-thirds vote of the membership, and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Benacquisto	Brandes
Baxley	Book	Braynon
Bean	Bracy	Broxson

Campbell	Lee	Rouson
Clemens	Mayfield	Simmons
Farmer	Montford	Simpson
Gainer	Passidomo	Stargel
Galvano	Perry	Steube
Gibson	Powell	Stewart
Grimsley	Rader	Thurston
Hutson	Rodriguez	Young

Nays—1

Torres

CS for CS for CS for SB 206—A bill to be entitled An act relating to wills and trusts; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 732.528, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond, subject to certain requirements, or to maintain a certain liability insurance policy; authorizing the Attorney General to petition a court for the appointment of a receiver to manage certain records under certain conditions; amending s. 732.901, F.S.; providing that an electronic will that is filed electronically with the clerk is deemed to have been deposited as an original of the electronic will; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the electronic will subject to certain conditions; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust’s beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient’s electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for elec-

tronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust's trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; providing applicability; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions to changes made by the act; providing effective dates.

—as amended April 27, was read the third time by title.

On motion by Senator Passidomo, further consideration of **CS for CS for SB 206**, as amended, was deferred.

CS for SB 90—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the definition of the term "renewable energy source device"; prohibiting the consideration of just value of property attributable to a renewable energy source device in determining the assessed value of real property used for residential purposes; prohibiting the consideration of a specified percentage of the just value of property attributable to a renewable energy source device in determining the assessed value of real property used for nonresidential purposes; revising applicability; providing for expiration of specified amendments made by the act; creating s. 196.182, F.S.; exempting a specified percentage of the assessed value of certain renewable energy source devices from ad valorem taxation; providing applicability; exempting a specified percentage of the assessed value of renewable energy source devices affixed to property owned or leased by the United States Department of Defense for the military from ad valorem taxation; providing for expiration; reenacting ss. 193.155(4)(a) and 193.155(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing an effective date.

—as amended April 27, was read the third time by title.

On motion by Senator Brandes, **CS for SB 90**, as amended, was passed by the required constitutional two-thirds vote of the membership and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bracy	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	
Farmer	Rader	

Nays—None

CS for CS for CS for HB 689—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco; amending s. 561.11, F.S.; revising the power and authority of the division to include appointment of division personnel; requiring that certain personnel be assigned to the Selected Exempt Service; amending s. 561.17, F.S.; authorizing the Agency for Health Care Administration to certify that an alcoholic beverage license applicant's place of business meets sanitary requirements; amending s. 561.20, F.S.; revising provisions relating to special licenses to sell alcoholic beverages for licensed caterers; making technical changes; amending s. 561.331, F.S.; removing the fee for transferring or changing the location of a temporary beverage license; amending s. 562.13, F.S.; authorizing minors employed by specified businesses to sell beer and wine under certain circumstances; amending s. 564.01, F.S.; revising a definition; amending s. 565.03, F.S.; revising requirements for an annual state license tax for a distillery and craft distillery; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for CS for HB 689** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bracy	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	
Farmer	Rader	

Nays—None

By direction of the President, the Senate resumed consideration of—

CS for CS for CS for SB 206—A bill to be entitled An act relating to wills and trusts; amending s. 731.201, F.S.; revising the definition of the term "will" to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a

record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 732.528, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond, subject to certain requirements, or to maintain a certain liability insurance policy; authorizing the Attorney General to petition a court for the appointment of a receiver to manage certain records under certain conditions; amending s. 732.901, F.S.; providing that an electronic will that is filed electronically with the clerk is deemed to have been deposited as an original of the electronic will; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an "original" of the electronic will subject to certain conditions; amending s. 736.0103, F.S.; redefining the term "interests of the beneficiaries"; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust's beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termination of a recipient's electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust's trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a

second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.0708, F.S.; providing that a cotrustee is entitled to reasonable compensation when the trust does not specify compensation; providing that reasonable compensation may be greater for multiple trustees than for a single trustee; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; providing applicability; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions to changes made by the act; providing effective dates.

—which was previously considered this day and amended April 27.

Pending further consideration of **CS for CS for CS for SB 206**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 277** was withdrawn from the Committee on Rules.

On motion by Senator Passidomo, the rules were waived, and by two-thirds vote—

CS for CS for HB 277—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term "will" to include electronic wills; amending s. 732.506, F.S.; specifying the manner in which an electronic will is revoked; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; providing definitions; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will that is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; requiring a qualified custodian to cancel, delete, destroy, mark as revoked, or obliterate an electronic will under certain circumstances; providing conditions under which a qualified custodian may cease service as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; creating s. 732.528, F.S.; providing indemnity requirements for qualified custodians; providing the Attorney General standing to petition a court for the appointment of a receiver to manage electronic records of a qualified custodian under certain conditions; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an "original" of the electronic will subject to certain conditions; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 206**, as amended, and by two-thirds vote, read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (742124) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (40) of section 731.201, Florida Statutes, is amended to read:

731.201 General definitions.—Subject to additional definitions in subsequent chapters that are applicable to specific chapters or parts, and unless the context otherwise requires, in this code, in s. 409.9101, and in chapters 736, 738, 739, and 744, the term:

(40) “Will” means an instrument, including a codicil, executed by a person in the manner prescribed by this code, which disposes of the person’s property on or after his or her death and includes an instrument which merely appoints a personal representative or revokes or revises another will. *The term “will” includes an electronic will as defined in s. 732.522.*

Section 2. Section 732.506, Florida Statutes, is amended to read:

732.506 Revocation by act.—A will or codicil, *other than an electronic will*, is revoked by the testator, or some other person in the testator’s presence and at the testator’s direction, by burning, tearing, canceling, defacing, obliterating, or destroying it with the intent, and for the purpose, of revocation.

Section 3. Section 732.521, Florida Statutes, is created to read:

732.521 *Short title.*—Sections 732.521-732.528 may be cited as the “Florida Electronic Wills Act.”

Section 4. Section 732.522, Florida Statutes, is created to read:

732.522 *Definitions.*—As used in ss. 732.521-732.528, the term:

(1) “Electronic record” means a record created, generated, sent, communicated, received, or stored by electronic means.

(2) “Electronic signature” means an electronic mark visibly manifested in a record as a signature and executed or adopted by a person with the intent to sign the record.

(3) “Electronic will” means a will, including a codicil, executed in accordance with s. 732.523 by a person in the manner prescribed by this act, which disposes of the person’s property on or after his or her death and includes an instrument that appoints a personal representative or revokes or revises another will or electronic will.

(4) “Qualified custodian” means a person who meets the requirements of s. 732.527(1).

Section 5. Section 732.523, Florida Statutes, is created to read:

732.523 *Electronic wills.*—Notwithstanding s. 732.502:

(1) An electronic will must meet all of the following requirements:

(a) Exist in an electronic record that is unique and identifiable.

(b) Be electronically signed by the testator in the presence of at least two attesting witnesses.

(c) Be electronically signed by the attesting witnesses in the presence of the testator and in the presence of each other.

(2) Except as otherwise provided in this act, all questions as to the force, effect, validity, and interpretation of an electronic will that complies with this section must be determined in the same manner as in the case of a will executed in accordance with s. 732.502.

Section 6. Section 732.524, Florida Statutes, is created to read:

732.524 *Self-proof of electronic will.*—An electronic will is self-proved if all of the following requirements are met:

(1) The electronic will is executed in conformity with this act.

(2) The acknowledgment of the electronic will by the testator and the affidavits of the witnesses are made in accordance with s. 732.503 and are part of the electronic record containing the electronic will, or are attached to, or are logically associated with, the electronic will.

(3)(a) The electronic will designates a qualified custodian;

(b) The electronic record that contains the electronic will is held in the custody of a qualified custodian at all times before being offered to the court for probate; and

(c) The qualified custodian who has custody of the electronic will at the time of the testator’s death:

1. Certifies under oath that, to the best knowledge of the qualified custodian, the electronic record that contains the electronic will was at all times before being offered to the court in the custody of a qualified custodian in compliance with s. 732.527 and that the electronic will has not been altered in any way since the date of its execution; and

2. If the execution of the electronic will included the use of video conference under s. 732.525(1)(b), certifies under oath that the audio and video recording required under s. 732.525(1)(b)9. is in the qualified custodian’s custody in the electronic record that contains the electronic will and is available for inspection by the court.

Section 7. Section 732.525, Florida Statutes, is created to read:

732.525 *Method and place of execution.*—For purposes of this act, the execution and filing of a document with the court as provided in this act, s. 732.503, or the Florida Probate Rules; the execution of a living will under s. 765.302; and the acknowledgment of any of the foregoing:

(1) An individual is deemed to be in the presence of or appearing before another individual if the individuals are either:

(a) In the same physical location; or

(b) In different physical locations, but can communicate with each other by means of live video conference, and all of the following requirements are met:

1. The testator or principal may not be in an end-stage condition as defined in s. 765.101 or a vulnerable adult as defined in s. 415.102. The contestant of the document has the burden of proving that the testator or principal was in an end-stage condition or was a vulnerable adult at the time of executing the document.

2. The signal transmission must be live and in real time.

3. The signal transmission must be secure from interception through lawful means by anyone other than the persons communicating.

4. The persons communicating must simultaneously see and speak to one another with reasonable clarity.

5. In the video conference, the persons communicating must establish the identity of the testator or principal by:

a. Personal knowledge, if the person asserting personal knowledge explains how the identity of the testator or principal has come to be known to, and the length of time for which it has been known by, such person; or

b. Presentation of any of the forms of identification of the testator or principal, as set forth in s. 117.05(5)(b)2.a.-i.

6. In the video conference, the persons communicating must demonstrate awareness of the events taking place, which may be achieved, without limitation, by stating their names and identifying any document they intend to sign.

7. At least one of the persons communicating must be either:

a. An attorney licensed to practice law in this state:

- (I) Who electronically signs the document as a witness;
- (II) Whose status as an attorney licensed to practice law in this state is indicated adjacent to his or her electronic signature; and
- (III) Whose electronic signature is accompanied by his or her statement that, to the best of his or her knowledge, the execution of the document complied with the requirements of this section; or

b. A Florida notary public:

- (I) Who electronically signs the document;
- (II) Whose electronic signature is accompanied by a notary public seal that meets the requirements of s. 117.021(3); and
- (III) Whose electronic signature and seal are accompanied by his or her certification that, to the best of his or her knowledge, the execution of the document complied with the requirements of this section.

If a document is required to be witnessed or acknowledged, the witness or notary fulfilling that requirement may be the same witness or notary who fulfills the requirement of this subparagraph. A person presented with a document containing the statement or certification required under this subparagraph may presume that the document was executed in compliance with this paragraph, unless the person has notice that such compliance is contested.

8. In the video conference, the testator or principal must provide verbal answers to all of the following questions:

- a. Are you over the age of 18?
- b. Are you under the influence of any drugs or alcohol that impairs your ability to make decisions?
- c. Are you of sound mind?
- d. Did anyone assist you in accessing this video conference? If so, who?
- e. Has anyone forced or influenced you to include anything in this document which you do not wish to include?
- f. Are you signing this document voluntarily?

9. A time-stamped recording of the entire video conference must be identifiable with the document being signed and stored in the electronic record containing the document by a qualified custodian in the manner required pursuant to s. 732.527(1)(c) for the storage of electronic records containing electronic wills.

a. Without limitation, a recording is identifiable with a document if the recording and document share an identification number.

b. If the recording is not reasonably accessible by a person presented with the document, such person may treat the document as if it does not include the signature of any signatory who appeared by means of live video conference; however, an electronic will whose execution included the use of video conference under this section may be proved as provided in s. 733.201(4). Without limitation, a recording is reasonably accessible if it is accessible at no charge over the Internet pursuant to instructions set forth in the document.

(2) If a law requires a record to be in writing, an electronic record satisfies such provision.

(3) Any requirement that a document be signed may be satisfied by an electronic signature.

(4) A document that is signed electronically is deemed to be executed in this state if all of the following requirements are met:

(a) The document states that the person creating the document intends to execute and understands that he or she is executing the document in, and pursuant to the laws of, this state.

(b) The person creating the document is, or the attesting witnesses or Florida notary public whose electronic signatures are obtained in the execution of the document are, physically located within this state at the time the document is executed.

(c) In the case of a self-proved electronic will, the electronic will designates a qualified custodian who is domiciled in and a resident of this state or incorporated or organized in this state.

Section 8. Section 732.526, Florida Statutes, is created to read:

732.526 *Probate.*—An electronic will, other than a holographic or nuncupative will, of a nonresident of this state which is executed or deemed executed in another state in accordance with the laws of that state or of this state may be offered for and admitted to original probate in this state and is subject to the jurisdiction of the courts of this state. The venue for the probate of electronic wills is as provided in s. 733.101(1) or, in the case of the electronic will of a nonresident, may be the county in which the qualified custodian or attorney for the petitioner or personal representative has his or her domicile or registered office.

Section 9. Section 732.527, Florida Statutes, is created to read:

732.527 *Qualified custodians.*—

(1) To serve as a qualified custodian of an electronic will, a person or entity must:

(a) Not be named as a fiduciary under the electronic will or an heir or devisee, as defined in s. 731.201, of the testator;

(b) Be domiciled in and a resident of this state or be incorporated or organized in this state;

(c) In the course of maintaining custody of electronic wills, regularly employ, and store electronic records containing electronic wills in, a system that:

1. Protects electronic records from destruction, alteration, or unauthorized access; and

2. Detects any change to an electronic record; and

(d) Furnish for any court hearing involving an electronic will that is currently or was previously stored by the qualified custodian any information requested by the court pertaining to the qualified custodian's qualifications, policies, and practices related to the creation, sending, communication, receipt, maintenance, storage, and production of electronic wills.

(2) The qualified custodian of an electronic will shall provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only:

(a) To the testator;

(b) To persons authorized by the testator in the electronic will or in written instructions signed by the testator in accordance with s. 732.502;

(c) After the death of the testator, to the testator's nominated personal representative; or

(d) At any time, as directed by a court of competent jurisdiction.

(3) The qualified custodian of the electronic record of an electronic will may elect to destroy such record, including any of the documentation required to be created and stored under paragraph (1)(d), at any time after the earlier of the fifth anniversary of the conclusion of the administration of the estate of the testator or 20 years after the death of the testator.

(4) A qualified custodian who at any time maintains custody of the electronic record of an electronic will may elect to cease serving in such capacity by:

(a) Delivering the electronic will or the electronic record containing the electronic will to the testator, if then living, or, after the death of the testator, by filing the will with the court in accordance with s. 732.901; and

(b) If the outgoing qualified custodian intends to designate a successor qualified custodian, by doing the following:

1. Providing written notice to the testator of the name, address, and qualifications of the proposed successor qualified custodian. The testator must provide written consent before the electronic record, including the electronic will, is delivered to a successor qualified custodian;

2. Delivering the electronic record containing the electronic will to the successor qualified custodian; and

3. Delivering to the successor qualified custodian an affidavit of the outgoing qualified custodian stating that:

a. The outgoing qualified custodian is eligible to act as a qualified custodian in this state;

b. The outgoing qualified custodian is the qualified custodian designated by the testator in the electronic will or appointed to act in such capacity under this paragraph;

c. The electronic will has at all times been in the custody of one or more qualified custodians in compliance with this section since the time the electronic record was created, and identifying such qualified custodians; and

d. To the best of the outgoing qualified custodian's knowledge, the electronic will has not been altered since the time it was created.

For purposes of making this affidavit, the outgoing qualified custodian may rely conclusively on any affidavits delivered by a predecessor qualified custodian in connection with its designation or appointment as qualified custodian; however, all such affidavits must be delivered to the successor qualified custodian.

(5) Upon the request of the testator which is made in a writing signed in accordance with s. 732.502 or s. 732.523, a qualified custodian who at any time maintains custody of the electronic record of the testator's electronic will must cease serving in such capacity and must deliver to a successor qualified custodian designated in writing by the testator the electronic record containing the electronic will and the affidavit required in subparagraph (4)(b)3.

(6) A qualified custodian may not succeed to office as a qualified custodian of an electronic will unless he or she agrees in writing to serve in such capacity.

(7) If a qualified custodian is an entity, an affidavit, or an appearance by the testator in the presence of a duly authorized officer or agent of such entity, acting in his or her own capacity as such, shall constitute an affidavit, or an appearance by the testator in the presence of the qualified custodian.

(8) A qualified custodian must provide a paper copy of an electronic will and the electronic record containing the electronic will to the testator immediately upon request. For the first such request in any 365-day period, the testator may not be charged a fee for being provided with these documents.

(9) The qualified custodian shall be liable for any damages caused by the negligent loss or destruction of the electronic record, including the electronic will, while it is in the possession of the qualified custodian. A qualified custodian may not limit liability for such damages.

(10) A qualified custodian may not terminate or suspend access to, or downloads of, the electronic will by the testator.

(11) Upon receiving information that the testator is dead, a qualified custodian must deposit the electronic will with the court in accordance with s. 732.901. A qualified custodian may not charge a fee for depositing the electronic will with the clerk, providing the affidavit is made in accordance with s. 732.503, or furnishing in writing any information requested by a court under paragraph (1)(d).

(12) Except as provided in this act, a qualified custodian must at all times keep information provided by the testator confidential and may not disclose such information to any third party.

Section 10. Section 732.528, Florida Statutes, is created to read:

732.528 *Liability coverage; receivership of qualified custodians.—*

(1) A qualified custodian shall:

(a) Post and maintain a blanket surety bond of at least \$250,000 to secure the faithful performance of all duties and obligations required under this act. The bond must be made payable to the Governor and his or her successors in office for the benefit of all persons who store electronic records with a qualified custodian and their estates, beneficiaries, successors, and heirs and be conditioned on the faithful performance of all duties and obligations under this act. The terms of the bond must cover the acts or omissions of the qualified custodian and each agent or employee of the qualified custodian; or

(b) Maintain a liability insurance policy that covers any losses sustained by any person who stores electronic records with a qualified custodian and their estates, beneficiaries, successors, and heirs which are caused by errors or omissions by the qualified custodian and each agent or employee of the qualified custodian. The policy must cover losses of up to at least \$250,000 in the aggregate.

(2) The Attorney General may petition a court of competent jurisdiction for the appointment of a receiver to manage the electronic records of a qualified custodian for proper delivery and safekeeping if any of the following conditions exist:

(a) The qualified custodian is ceasing operation.

(b) The qualified custodian intends to close the facility and adequate arrangements have not been made for proper delivery of the electronic records in accordance with this act.

(c) The Attorney General determines that conditions exist which present a danger that electronic records will be lost or misappropriated.

(d) The qualified custodian fails to maintain and post a surety bond or maintain insurance required by this section.

Section 11. Present subsection (5) of section 732.901, Florida Statutes, is redesignated as subsection (6) of that section, and a new subsection (5) is added to that section, to read:

732.901 *Production of wills.—*

(5) An electronic will that is filed electronically with the clerk through the Florida Courts E-Filing Portal is deemed to have been deposited with the clerk as an original of the electronic will.

Section 12. Section 733.201, Florida Statutes, is amended to read:

733.201 *Proof of wills.—*

(1) Self-proved wills executed in accordance with this code may be admitted to probate without further proof.

(2) A will, other than an electronic will, may be admitted to probate upon the oath of any attesting witness taken before any circuit judge, commissioner appointed by the court, or clerk.

(3) If it appears to the court that the attesting witnesses cannot be found or that they have become incapacitated after the execution of the will or their testimony cannot be obtained within a reasonable time, a will, other than an electronic will, may be admitted to probate upon the oath of the personal representative nominated by the will as provided in subsection (2), whether or not the nominated personal representative is interested in the estate, or upon the oath of any person having no interest in the estate under the will stating that the person believes the writing exhibited to be the true last will of the decedent.

(4) If an electronic will, including an electronic will whose execution included the use of a video conference under s. 732.525(1)(b), is not self-proved, an electronic will may be admitted to probate upon the oath of the two attesting witnesses for the electronic will taken before any circuit judge, any commissioner appointed by the court, or the clerk. If it appears to the court that the attesting witnesses cannot be found, that they have become incapacitated after the execution of the electronic will, or that their testimony cannot be obtained within a reasonable time, an electronic will may be admitted to probate upon the oath of two disinterested witnesses providing all of the following information:

(a) The date on which the electronic will was created, if the date is not indicated in the electronic will itself.

(b) When and how the electronic will was discovered, and by whom.

(c) All of the people who had access to the electronic will.

(d) The method by which the electronic will was stored and the safeguards that were in place to prevent alterations to the electronic will.

(e) A statement as to whether the electronic will has been altered since its creation.

(f) A statement that the electronic will is a true, correct, and complete tangible manifestation of the testator's true last will.

(g) If the execution of an electronic will included the use of a video conference under s. 732.525(1)(b), a statement as to whether a recording of the video conference is available for inspection by the court or cannot be found after a diligent search.

(5) A paper copy of an electronic will which is a true and correct copy of the electronic will may be offered for and admitted to probate and shall constitute an "original" of the electronic will.

Section 13. Subsection (11) of section 736.0103, Florida Statutes, is amended to read:

736.0103 Definitions.—Unless the context otherwise requires, in this code:

(11) "Interests of the beneficiaries" means the beneficial interests intended by the settlor as provided in the terms of a ~~the~~ trust.

Section 14. Paragraph (c) of subsection (2) of section 736.0105, Florida Statutes, is amended to read:

736.0105 Default and mandatory rules.—

(2) The terms of a trust prevail over any provision of this code except:

(c) ~~The requirement that a trust and its terms be for the benefit of the trust's beneficiaries, and that the trust have a purpose that is lawful, not contrary to public policy, and possible to achieve.~~

Section 15. Subsections (1) and (3) of section 736.0109, Florida Statutes, are amended to read:

736.0109 Methods and waiver of notice.—

(1) Notice to a person under this code or the sending of a document to a person under this code must be accomplished in a manner reasonably suitable under the circumstances and likely to result in receipt of the notice or document. Permissible methods of notice or for sending a document include first-class mail, personal delivery, delivery to the person's last known place of residence or place of business, ~~or~~ a properly directed facsimile or other electronic message, ~~or posting to a secure electronic account or website in accordance with subsection (3).~~

(3) ~~A document that is sent solely by posting to an electronic account or website is not deemed sent for purposes of this section unless the sender complies with this subsection. The sender has the burden of proving compliance with this subsection. In addition to the methods listed in subsection (1) for sending a document, a sender may post a document to a secure electronic account or website where the document can be accessed.~~

(a) ~~Before a document may be posted to an electronic account or website,~~ The recipient must sign a separate written authorization solely for the purpose of authorizing the sender to post documents on an electronic account or website ~~before such posting.~~ The written authorization must:

1. Specifically indicate whether a trust accounting, trust disclosure document, or limitation notice, as those terms are defined in s. 736.1008(4), will be posted in this manner, and generally enumerate the other types of documents that may be posted in this manner.

2. Contain specific instructions for accessing the electronic account or website, including the security procedures required to access the electronic account or website, such as a username and password.

3. Advise the recipient that a separate notice will be sent when a document is posted to the electronic account or website and the manner in which the separate notice will be sent.

4. Advise the recipient that the authorization to receive documents by electronic posting may be amended or revoked at any time and include specific instructions for revoking or amending the authorization, including the address designated for the purpose of receiving notice of the revocation or amendment.

5. Advise the recipient that posting a document on the electronic account or website may commence a limitations period as short as 6 months even if the recipient never actually accesses the electronic account, electronic website, or ~~the~~ document.

(b) Once the recipient signs the written authorization, the sender must provide a separate notice to the recipient when a document is posted to the electronic account or website. As used in this subsection, the term "separate notice" means a notice sent to the recipient by means other than electronic posting, which identifies each document posted to the electronic account or website and provides instructions for accessing the ~~posted~~ document. The separate notice requirement is *deemed* satisfied if the recipient accesses the document on the electronic account or website.

(c) A document sent by electronic posting is deemed received by the recipient on the earlier of the date ~~on which that~~ the separate notice is received or the date ~~on which that~~ the recipient accesses the document on the electronic account or website.

(d) At least annually after a recipient signs a written authorization, a sender shall send a notice advising recipients who have authorized one or more documents to be posted to an electronic account or website that such posting may commence a limitations period as short as 6 months even if the recipient never accesses the electronic account or website or the document and that authority to receive documents by electronic posting may be amended or revoked at any time. This notice must be given by means other than electronic posting and may not be accompanied by any other written communication. Failure to provide such notice within 380 days after the last notice is deemed to automatically revoke the authorization to receive documents in the manner permitted under this subsection 380 days after the last notice is sent.

(e) The notice required in paragraph (d) may be in substantially the following form: "You have authorized the receipt of documents through posting to an electronic account or website ~~on which where~~ the documents can be accessed. This notice is being sent to advise you that a limitations period, which may be as short as 6 months, may be running as to matters disclosed in a trust accounting or other written report of a trustee posted to the electronic account or website even if you never actually access the electronic account or website or the documents. You may amend or revoke the authorization to receive documents by electronic posting at any time. If you have any questions, please consult your attorney."

(f) A sender may rely on the recipient's authorization until the recipient amends or revokes the authorization by sending a notice to the address designated for that purpose in the authorization ~~or in the manner specified on the electronic account or website.~~ The recipient, at any time, may amend or revoke an authorization to have documents posted on the electronic account or website.

(g) ~~If a document is provided to a recipient solely through electronic posting pursuant to this subsection, the recipient must be able to access and print or download the document until the earlier of remain accessible to the recipient on the electronic account or website for at least 4 years after the date that the document is deemed received by the recipient or the date upon which the recipient's access to the electronic account or website is terminated for any reason.~~

1. ~~If the recipient's access to the electronic account or website is terminated for any reason, such termination does not invalidate the notice or sending of any document previously posted on the electronic account~~

or website in accordance with this subsection, but may toll the applicable limitations period as provided in subparagraph 2.

2. If the recipient's access to the electronic account or website is terminated by the sender sooner than 4 years after the date on which the document was received by the recipient, any applicable limitations period set forth in s. 736.1008(1) or (2) which is still running is tolled for any information adequately disclosed in a document sent solely by electronic posting, from the date on which the recipient's access to the electronic account or website was terminated by the sender until 45 days after the date on which the sender provides one of the following to the recipient by means other than electronic posting:

a. Notice of such termination and notification to the recipient that he or she may request that any documents sent during the prior 4 years solely through electronic posting be provided to him or her by other means at no cost; or

b. Notice of such termination and notification to the recipient that his or her access to the electronic account or website has been restored.

Any applicable limitations period is further tolled from the date on which any request is made pursuant to sub-subparagraph 2.a. until 20 days after the date on which the requested documents are provided to the recipient by means other than electronic posting. ~~The electronic account or website must allow the recipient to download or print the document. This subsection does not affect or alter the duties of a trustee to keep clear, distinct, and accurate records pursuant to s. 736.0810 or affect or alter the time periods for which the trustee must maintain those records.~~

(h) For purposes of this subsection, access to an electronic account or website is terminated by the sender when the sender unilaterally terminates the recipient's ability to access the electronic website or account or download or print any document posted on such website or account. Access is not terminated by the sender when access is terminated by an action of the recipient or by an action of the sender in response to the recipient's request to terminate access. The recipient's revocation of authorization pursuant to paragraph (f) is not considered a request to terminate access. ~~To be effective, the posting of a document to an electronic account or website must be done in accordance with this subsection. The sender has the burden of establishing compliance with this subsection.~~

(i) This subsection does not affect or alter the duties of a trustee to keep clear, distinct, and accurate records pursuant to s. 736.0810 or affect or alter the time periods for which the trustee must maintain such records. ~~preclude the sending of a document by other means.~~

(j) This subsection governs the posting of a document solely for the purpose of giving notice under this code or the sending of a document to a person under this code and does not prohibit or otherwise apply to the posting of a document to an electronic account or website for any other purpose or preclude the sending of a document by any other means.

Section 16. Subsection (3) of section 736.0110, Florida Statutes, is amended to read:

736.0110 Others treated as qualified beneficiaries.—

(3) The Attorney General may assert the rights of a qualified beneficiary with respect to a charitable trust having its principal place of administration in this state. *The Attorney General has standing to assert such rights in any judicial proceedings.*

Section 17. Paragraph (b) of subsection (2) of section 736.0403, Florida Statutes, is amended to read:

736.0403 Trusts created in other jurisdictions; formalities required for revocable trusts.—

(2) Notwithstanding subsection (1):

(b) The testamentary aspects of a revocable trust, executed by a settlor who is a domiciliary of this state at the time of execution, are invalid unless the trust instrument is executed by the settlor with the formalities required for the execution of a will under s. 732.502 or an electronic will under s. 732.523 which is self-proved; however, the qualified custodian of the trust instrument may not also be a trustee of the

~~trust in this state.~~ For purposes of this subsection, the term "testamentary aspects" means those provisions of the trust instrument that dispose of the trust property on or after the death of the settlor other than to the settlor's estate.

Section 18. Section 736.0404, Florida Statutes, is amended to read:

736.0404 Trust purposes.—A trust may be created only to the extent the purposes of the trust are lawful, not contrary to public policy, and possible to achieve. ~~A trust and its terms must be for the benefit of its beneficiaries.~~

Section 19. Effective upon becoming a law, section 736.04117, Florida Statutes, is amended to read:

736.04117 Trustee's power to invade principal in trust.—

(1) *DEFINITIONS.—As used in this section, the term:*

(a) "Absolute power" means ~~Unless the trust instrument expressly provides otherwise, a trustee who has absolute power under the terms of a trust to invade the principal of the trust, referred to in this section as the "first trust," to make distributions to or for the benefit of one or more persons may instead exercise the power by appointing all or part of the principal of the trust subject to the power in favor of a trustee of another trust, referred to in this section as the "second trust," for the current benefit of one or more of such persons under the same trust instrument or under a different trust instrument; provided:~~

~~1. The beneficiaries of the second trust may include only beneficiaries of the first trust;~~

~~2. The second trust may not reduce any fixed income, annuity, or unitrust interest in the assets of the first trust; and~~

~~3. If any contribution to the first trust qualified for a marital or charitable deduction for federal income, gift, or estate tax purposes under the Internal Revenue Code of 1986, as amended, the second trust shall not contain any provision which, if included in the first trust, would have prevented the first trust from qualifying for such a deduction or would have reduced the amount of such deduction.~~

~~(b) For purposes of this subsection, an absolute power to invade principal shall include a power to invade principal that is not limited to specific or ascertainable purposes, such as health, education, maintenance, and support, regardless of whether or not the term "absolute" is used. A power to invade principal for purposes such as best interests, welfare, comfort, or happiness constitutes shall constitute an absolute power not limited to specific or ascertainable purposes.~~

(b) "Authorized trustee" means a trustee, other than the settlor or a beneficiary, who has the power to invade the principal of a trust.

(c) "Beneficiary with a disability" means a beneficiary of the first trust who the authorized trustee believes may qualify for governmental benefits based on disability, regardless of whether the beneficiary currently receives those benefits or has been adjudicated incapacitated.

(d) "Current beneficiary" means a beneficiary who, on the date his or her qualification is determined, is a distributee or permissible distributee of trust income or principal. The term includes the holder of a presently exercisable general power of appointment but does not include a person who is a beneficiary only because he or she holds another power of appointment.

(e) "Governmental benefits" means financial aid or services from any state, federal, or other public agency.

(f) "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended.

(g) "Power of appointment" has the same meaning as provided in s. 731.201(30).

(h) "Presently exercisable general power of appointment" means a power of appointment exercisable by the powerholder at the relevant time. The term:

1. Includes a power of appointment that is exercisable only after the occurrence of a specified event or that is subject to a specified restriction, but only after the event has occurred or the restriction has been satisfied.

2. Does not include a power exercisable only upon the powerholder's death.

(i) "Substantially similar" means that there is no material change in a beneficiary's beneficial interests or in the power to make distributions and that the power to make a distribution under a second trust for the benefit of a beneficiary who is an individual is substantially similar to the power under the first trust to make a distribution directly to the beneficiary. A distribution is deemed to be for the benefit of a beneficiary if:

1. The distribution is applied for the benefit of a beneficiary;
2. The beneficiary is under a legal disability or the trustee reasonably believes the beneficiary is incapacitated, and the distribution is made as permitted under this code; or
3. The distribution is made as permitted under the terms of the first trust instrument and the second trust instrument for the benefit of the beneficiary.

(j) "Supplemental needs trust" means a trust that the authorized trustee believes would not be considered a resource for purposes of determining whether the beneficiary who has a disability is eligible for governmental benefits.

(k) "Vested interest" means a current unconditional right to receive a mandatory distribution of income, a specified dollar amount, or a percentage of value of a trust, or a current unconditional right to withdraw income, a specified dollar amount, or a percentage of value of a trust, which right is not subject to the occurrence of a specified event, the passage of a specified time, or the exercise of discretion.

1. The term includes a presently exercisable general power of appointment.
2. The term does not include a beneficiary's interest in a trust if the trustee has discretion to make a distribution of trust property to a person other than such beneficiary.

(2) **DISTRIBUTION FROM FIRST TRUST TO SECOND TRUST WHEN AUTHORIZED TRUSTEE HAS ABSOLUTE POWER TO INVADE.**—

(a) Unless a trust instrument expressly provides otherwise, an authorized trustee who has absolute power under the terms of the trust to invade its principal, referred to in this section as the "first trust," to make current distributions to or for the benefit of one or more beneficiaries may instead exercise such power by appointing all or part of the principal of the trust subject to such power in favor of a trustee of one or more other trusts, whether created under the same trust instrument as the first trust or a different trust instrument, including a trust instrument created for the purposes of exercising the power granted by this section, each referred to in this section as the "second trust," for the current benefit of one or more of such beneficiaries only if:

1. The beneficiaries of the second trust include only beneficiaries of the first trust; and
2. The second trust does not reduce any vested interest.

(b) In an exercise of absolute power, the second trust may:

1. Retain a power of appointment granted in the first trust;
2. Omit a power of appointment granted in the first trust, other than a presently exercisable general power of appointment;
3. Create or modify a power of appointment if the powerholder is a current beneficiary of the first trust;

4. Create or modify a power of appointment if the powerholder is a beneficiary of the first trust who is not a current beneficiary, but the exercise of the power of appointment may take effect only after the

powerholder becomes, or would have become if then living, a current beneficiary of the first trust; and

5. Extend the term of the second trust beyond the term of the first trust.

(c) The class of permissible appointees in favor of which a created or modified power of appointment may be exercised may differ from the class identified in the first trust.

(3) **DISTRIBUTION FROM FIRST TRUST TO SECOND TRUST WHEN AUTHORIZED TRUSTEE DOES NOT HAVE ABSOLUTE POWER TO INVADE.**—Unless the trust instrument expressly provides otherwise, an authorized trustee who has a power, other than an absolute power, under the terms of a first trust to invade principal to make current distributions to or for the benefit of one or more beneficiaries may instead exercise such power by appointing all or part of the principal of the first trust subject to such power in favor of a trustee of one or more second trusts. If the authorized trustee exercises such power:

(a) The second trusts, in the aggregate, shall grant each beneficiary of the first trust beneficial interests in the second trusts which are substantially similar to the beneficial interests of the beneficiary in the first trust.

(b) If the first trust grants a power of appointment to a beneficiary of the first trust, the second trust shall grant such power of appointment in the second trust to such beneficiary, and the class of permissible appointees shall be the same as in the first trust.

(c) If the first trust does not grant a power of appointment to a beneficiary of the first trust, then the second trust may not grant a power of appointment in the second trust to such beneficiary.

(d) Notwithstanding paragraphs (a), (b), and (c), the term of the second trust may extend beyond the term of the first trust, and, for any period after the first trust would have otherwise terminated, in whole or in part, under the provisions of the first trust, the trust instrument of the second trust may, with respect to property subject to such extended term:

1. Include language providing the trustee with the absolute power to invade the principal of the second trust during such extended term; and
2. Create a power of appointment, if the powerholder is a current beneficiary of the first trust, or expand the class of permissible appointees in favor of which a power of appointment may be exercised.

(4) **DISTRIBUTION FROM FIRST TRUST TO SUPPLEMENTAL NEEDS TRUST.**—

(a) Notwithstanding subsections (2) and (3), unless the trust instrument expressly provides otherwise, an authorized trustee who has the power under the terms of a first trust to invade the principal of the first trust to make current distributions to or for the benefit of a beneficiary with a disability may instead exercise such power by appointing all or part of the principal of the first trust in favor of a trustee of a second trust that is a supplemental needs trust if:

1. The supplemental needs trust benefits the beneficiary with a disability;
2. The beneficiaries of the second trust include only beneficiaries of the first trust; and
3. The authorized trustee determines that the exercise of such power will further the purposes of the first trust.

(b) Except as affected by any change to the interests of the beneficiary with a disability, the second trusts, in the aggregate, shall grant each other beneficiary of the first trust beneficial interests in the second trusts which are substantially similar to such beneficiary's beneficial interests in the first trust.

(5) **PROHIBITED DISTRIBUTIONS.**—

(a) An authorized trustee may not distribute the principal of a trust under this section in a manner that would prevent a contribution to that trust from qualifying for, or that would reduce the exclusion, deduction,

or other federal tax benefit that was originally claimed or could have been claimed for, that contribution, including:

1. The exclusions under s. 2503(b) or s. 2503(c) of the Internal Revenue Code;
2. A marital deduction under s. 2056, s. 2056A, or s. 2523 of the Internal Revenue Code;
3. A charitable deduction under s. 170(a), s. 642(c), s. 2055(a), or s. 2522(a) of the Internal Revenue Code;
4. Direct skip treatment under s. 2642(c) of the Internal Revenue Code; or
5. Any other tax benefit for income, gift, estate, or generation-skipping transfer tax purposes under the Internal Revenue Code.

(b) If S corporation stock is held in the first trust, an authorized trustee may not distribute all or part of that stock to a second trust that is not a permitted shareholder under s. 1361(c)(2) of the Internal Revenue Code. If the first trust holds stock in an S corporation and is, or but for provisions of paragraphs (a), (c), and (d) would be, a qualified subchapter S trust within the meaning of s. 1361(d) of the Internal Revenue Code, the second trust instrument may not include or omit a term that prevents it from qualifying as a qualified subchapter S trust.

(c) Except as provided in paragraphs (a), (b), and (d), an authorized trustee may distribute the principal of a first trust to a second trust regardless of whether the settlor is treated as the owner of either trust under ss. 671-679 of the Internal Revenue Code; however, if the settlor is not treated as the owner of the first trust, he or she may not be treated as the owner of the second trust unless he or she at all times has the power to cause the second trust to cease being treated as if it were owned by the settlor.

(d) If an interest in property which is subject to the minimum distribution rules of s. 401(a)(9) of the Internal Revenue Code is held in trust, an authorized trustee may not distribute such an interest to a second trust under subsection (2), subsection (3), or subsection (4) if the distribution would shorten the otherwise applicable maximum distribution period.

(6) **EXERCISE BY WRITING.**—The exercise of a power to invade principal under subsection (2), subsection (3), or subsection (4) must be by a written instrument in writing, signed and acknowledged by the authorized trustee, and filed with the records of the first trust.

(7)(3) **RESTRICTIONS ON EXERCISE OF POWER.**—The exercise of a power to invade principal under subsection (2), subsection (3), or subsection (4):

(a) Is ~~(1) shall be~~ considered the exercise of a power of appointment, excluding other than a power to appoint to the authorized trustee, the authorized trustee's creditors, the authorized trustee's estate, or the creditors of the authorized trustee's estate.

(b) Is, ~~and shall be~~ subject to the provisions of s. 689.225 covering the time at which the permissible period of the rule against perpetuities begins and the law that determines the permissible period of the rule against perpetuities of the first trust.

(c) May be to a second trust created or administered under the law of any jurisdiction.

(d) May not:

1. Increase the authorized trustee's compensation beyond the compensation specified in the first trust instrument; or
2. Relieve the authorized trustee from liability for breach of trust or provide for indemnification of the authorized trustee for any liability or claim to a greater extent than the first trust instrument; however, the exercise of the power may divide and reallocate fiduciary powers among fiduciaries and relieve a fiduciary from liability for an act or failure to act of another fiduciary as otherwise allowed under law or common law.

(8) **NOTICE.**—

(a)(4) The authorized trustee shall provide written notification of the manner in which he or she intends to exercise his or her power to invade principal to ~~notify all qualified beneficiaries of the following parties first trust, in writing,~~ at least 60 days before prior to the effective date of the authorized trustee's exercise of such power ~~the trustee's power to invade principal pursuant to subsection (2), subsection (3), or subsection (4): (1), of the manner in which the trustee intends to exercise the power.~~

1. All qualified beneficiaries of the first trust;
2. If paragraph (5)(c) applies, the settlor of the first trust;
3. All trustees of the first trust; and
4. Any person who has the power to remove or replace the authorized trustee of the first trust.

(b) The authorized trustee shall satisfy the trustee's notice obligation under this subsection is satisfied when he or she provides copies of the proposed instrument exercising the power, the trust instrument of the first trust, and the proposed trust instrument of the second trust.

(c) If all of those required to be notified qualified beneficiaries waive the notice period by signed written instrument delivered to the authorized trustee, the authorized trustee's power to invade principal shall be exercisable immediately.

(d) The authorized trustee's notice under this subsection does ~~shall~~ not limit the right of any beneficiary to object to the exercise of the authorized trustee's power to invade principal except as otherwise provided in other applicable provisions of this code.

(9)(5) **INAPPLICABILITY OF SPENDTHRIFT CLAUSE OR OTHER PROHIBITION.**—The exercise of the power to invade principal under subsection (2), subsection (3), or subsection (4) ~~(1)~~ is not prohibited by a spendthrift clause or by a provision in the trust instrument that prohibits amendment or revocation of the trust.

(10)(6) **NO DUTY TO EXERCISE.**—Nothing in this section is intended to create or imply a duty to exercise a power to invade principal, and no inference of impropriety may ~~shall~~ be made as a result of an authorized trustee's failure to exercise a ~~trustee not exercising~~ power to invade principal conferred under subsections (2), (3), and (4) ~~subsection (1)~~.

(11)(7) **NO ABRIDGEMENT OF COMMON LAW RIGHTS.**—The provisions of this section may ~~shall~~ not be construed to abridge the right of any trustee who has a power of invasion to appoint property in further trust that arises under the terms of the first trust or under any other section of this code or under another provision of law or under common law.

Section 20. Subsection (3) of section 736.08135, Florida Statutes, is amended to read:

736.08135 Trust accountings.—

(3) Subsections (1) and (2) govern the form and content of ~~This section applies to~~ all trust accountings rendered for any accounting periods beginning on or after January 1, 2003, and all trust accountings rendered on or after July 1, 2017. This subsection does not affect the beginning period from which a trustee is required to render a trust accounting.

Section 21. Subsection (3) of section 736.1008, Florida Statutes, is amended to read:

736.1008 Limitations on proceedings against trustees.—

(3) When a trustee has not issued a final trust accounting or has not given written notice to the beneficiary of the availability of the trust records for examination and that claims with respect to matters not adequately disclosed may be barred, a claim against the trustee for breach of trust based on a matter not adequately disclosed in a trust disclosure document is barred as provided in chapter 95 and accrues when the beneficiary has actual knowledge of:

(a) The facts upon which the claim is based, if such actual knowledge is established by clear and convincing evidence; or

(b) The trustee's repudiation of the trust or adverse possession of trust assets.

Paragraph (a) applies to claims based upon acts or omissions occurring on or after July 1, 2008. *A beneficiary's actual knowledge that he or she has not received a trust accounting does not cause a claim to accrue against the trustee for breach of trust based upon the failure to provide a trust accounting required by s. 736.0813 or former s. 737.303 and does not commence the running of any period of limitations or laches for such a claim, and paragraph (a) and chapter 95 do not bar any such claim.*

Section 22. *The changes to ss. 736.08135 and 736.1008, Florida Statutes, made by this act are intended to clarify existing law, are remedial in nature, and apply retroactively to all cases pending or commenced on or after July 1, 2017.*

Section 23. Present subsections (2), (3), and (4) of section 736.1201, Florida Statutes, are redesignated as subsections (3), (4), and (5), respectively, present subsection (5) of that section is amended, and a new subsection (2) is added to that section, to read:

736.1201 Definitions.—As used in this part:

(2) *“Delivery of notice” means delivery of a written notice required under this part using any commercial delivery service requiring a signed receipt or by any form of mail requiring a signed receipt.*

~~(5) “State attorney” means the state attorney for the judicial circuit of the principal place of administration of the trust pursuant to s. 736.0108.~~

Section 24. Section 736.1205, Florida Statutes, is amended to read:

736.1205 Notice that this part does not apply.—In the case of a power to make distributions, if the trustee determines that the governing instrument contains provisions that are more restrictive than s. 736.1204(2), or if the trust contains other powers, inconsistent with the provisions of s. 736.1204(3) that specifically direct acts by the trustee, the trustee shall notify the ~~state~~ Attorney General by *delivery of notice* when the trust becomes subject to this part. Section 736.1204 does not apply to any trust for which notice has been given pursuant to this section unless the trust is amended to comply with the terms of this part.

Section 25. *Sections 1 through 12 and section 17 of this act apply to electronic wills executed on or after July 1, 2017.*

Section 26. Subsection (2) of section 736.1206, Florida Statutes, is amended to read:

736.1206 Power to amend trust instrument.—

(2) In the case of a charitable trust that is not subject to ~~the provisions of~~ subsection (1), the trustee may amend the governing instrument to comply with ~~the provisions of~~ s. 736.1204(2) *after delivery of notice to, and with the consent of, the state Attorney General.*

Section 27. Section 736.1207, Florida Statutes, is amended to read:

736.1207 Power of court to permit deviation.—This part does not affect the power of a court to relieve a trustee from any restrictions on the powers and duties that are placed on the trustee by the governing instrument or applicable law for cause shown and on complaint of the trustee, ~~the state~~ Attorney General, or an affected beneficiary and notice to the affected parties.

Section 28. Paragraph (b) of subsection (4) of section 736.1208, Florida Statutes, is amended to read:

736.1208 Release; property and persons affected; manner of effecting.—

(4) Delivery of a release shall be accomplished as follows:

(b) If the release is accomplished by reducing the class of permissible charitable organizations, by delivery of ~~notice~~ *a copy* of the release to the ~~state~~ Attorney General, *including a copy of the release.*

Section 29. Section 736.1209, Florida Statutes, is amended to read:

736.1209 Election to come under this part.—With the consent of that organization or organizations, a trustee of a trust for the benefit of a public charitable organization or organizations may come under s. 736.1208(5) by *delivery of notice to filing with the state Attorney General of the an* election, accompanied by the proof of required consent. Thereafter the trust shall be subject to s. 736.1208(5).

Section 30. Except as otherwise provided in this act and except for this section, which shall take effect upon becoming a law, this act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to wills and trusts; amending s. 731.201, F.S.; revising the definition of the term “will” to include electronic wills; amending s. 732.506, F.S.; excluding electronic wills from specified methods to revoke a will; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; defining terms; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; specifying the circumstances under which a person is deemed to be in the presence of or appearing before another person; providing that an electronic record satisfies the requirement that a record be in writing; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will of a nonresident of this state which is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons or as directed by a court; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; providing conditions under which a qualified custodian may cease serving as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; requiring a qualified custodian to deposit an electronic will with the court upon receiving information that the testator is dead; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; amending s. 732.528, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond, subject to certain requirements, or to maintain a certain liability insurance policy; authorizing the Attorney General to petition a court for the appointment of a receiver to manage certain records under certain conditions; amending s. 732.901, F.S.; providing that an electronic will that is filed electronically with the clerk is deemed to have been deposited as an original of the electronic will; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an “original” of the electronic will subject to certain conditions; amending s. 736.0103, F.S.; redefining the term “interests of the beneficiaries”; amending s. 736.0105, F.S.; deleting a requirement that a trust be for the benefit of the trust's beneficiaries; amending s. 736.0109, F.S.; revising provisions relating to notice or sending of electronic trust documents; providing requirements for such documents to be deemed sent; requiring a certain authorization to specify documents subject to electronic posting; revising requirements for a recipient to electronically access such documents; prohibiting the termi-

nation of a recipient's electronic access to such documents from invalidating certain notice or sending of electronic trust documents; tolling specified limitations periods under certain circumstances; providing requirements for electronic access to such documents to be deemed terminated by a sender; providing applicability; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.0403, F.S.; providing that, for purposes of establishing the validity of the testamentary aspects of a revocable trust, the qualified custodian of the trust instrument may not also be a trustee of the trust; amending s. 736.0404, F.S.; deleting a restriction on the purpose for which a trust is created; amending s. 736.04117, F.S.; defining and redefining terms; authorizing an authorized trustee to appoint all or part of the principal of a trust to a second trust under certain circumstances; providing requirements for the second trust and its beneficiaries; providing that the second trust may retain, omit, or create specified powers; authorizing the term of the second trust to extend beyond the term of the first trust; providing requirements for distributions to a second trust when the authorized trustee does not have absolute power; providing requirements for such second trust; providing requirements for grants of power by the second trust; authorizing a second trust created by an authorized trustee without absolute power to grant absolute power to the second trust's trustee; authorizing an authorized trustee to appoint the principal of a first trust to a supplemental needs trust under certain circumstances; providing requirements for such supplemental needs trust; prohibiting an authorized trustee from distributing the principal of a trust in a manner that would reduce specified tax benefits; prohibiting the distribution of S corporation stock from a first trust to a second trust under certain circumstances; prohibiting a settlor from being treated as the owner of a second trust if he or she was not treated as the owner of the first trust; prohibiting an authorized trustee from distributing a trust's interest in property to a second trust if it is subject to specified rules of the Internal Revenue Code; prohibiting the exercise of power to invade a trust's principal to increase an authorized trustee's compensation or relieve him or her from certain liability; specifying who an authorized trustee must notify when he or she exercises his or her power to invade the trust's principal; specifying the documents that the authorized trustee must provide with such notice; amending s. 736.08135, F.S.; revising applicability; amending s. 736.1008, F.S.; clarifying that certain knowledge by a beneficiary does not cause a claim to accrue for breach of trust or commence the running of a period of limitations or laches; providing legislative intent; providing for retroactive application; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; providing applicability; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions to changes made by the act; providing effective dates.

On motion by Senator Passidomo, by two-thirds vote, **CS for CS for HB 277**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bracy	Lee	Steube
Brandes	Mayfield	Stewart
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	
Farmer	Rader	

Nays—None

SPECIAL RECOGNITION

Senator Torres recognized Senator Farmer who was celebrating his birthday on this day.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1012**, **CS for SB 1014**, and **SB 1252** 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 Friday, April 28, 2017: CS for CS for SB 1406, SB 1416, CS for CS for SB 1682, SB 862, CS for CS for SB 842, SB 314, CS for CS for SB 304, CS for SB 1398, CS for CS for SB 196, CS for SB 1238, CS for SB 1084, CS for CS for SB 1012, CS for SB 928, CS for SB 1014, CS for CS for CS for SB 840, CS for CS for SB 776, CS for SB 446, SB 1252.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Rules recommends the following pass: CS for SB 202; CS for SB 204; SB 248; CS for SB 294; CS for CS for SB 680; CS for CS for SB 736; CS for CS for CS for SB 738; CS for CS for SB 744; CS for SB 850; CS for SB 1494; HJR 7105 with 1 amendment; HB 7107 with 1 amendment

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 796; CS for SB 880; SB 916

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 240; CS for SB 406; CS for SB 922; CS for CS for SB 1044; CS for SB 1104

The bills with committee substitute attached were placed on the Calendar.

The Committee on Rules recommends the following not pass: CS for SB 856

The bill was laid on the table.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Health Policy; and Banking and Insurance; and Senators Lee and Mayfield—

CS for CS for CS for SB 240—A bill to be entitled An act relating to direct primary care; amending s. 409.973, F.S.; requiring plans operating in the managed medical assistance program to provide enrollees an opportunity to enter into a direct primary care agreement with identified network primary care providers; encouraging such plans to enter into alternative payment arrangements with network primary care providers for a specified purpose; creating s. 456.0625, F.S.; defining terms; authorizing primary care providers or their agents to enter into direct primary care agreements for providing primary care services; providing applicability; specifying requirements for direct primary care agreements; creating s. 624.27, F.S.; providing construction and applicability of the Florida Insurance Code as to direct primary care agreements; providing an exception for primary care providers or their agents from certain requirements under the code under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Bradley, Young, and Hutson—

CS for CS for SB 406—A bill to be entitled An act relating to compassionate use of low-THC cannabis and marijuana; amending s. 381.986, F.S.; providing legislative intent; defining and redefining terms; authorizing physicians to issue physician certifications to specified patients who meet certain conditions; authorizing physicians to make specific determinations in certifications; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; requiring a physician to conduct a physical examination and make a full assessment of the medical history of a patient and make certain determinations before the physician may certify a patient and specify a delivery device; requiring a physician to review the compassionate use registry and confirm that a patient does not have an active physician certification issued by another physician before the physician may certify a patient and specify a delivery device; specifying certain persons who may assist a qualifying patient under the age of 18 in the purchasing and administering of marijuana; prohibiting qualifying patients under the age of 18 from purchasing marijuana; providing that a physician may in certain circumstances certify an amount greater than a 90-day supply; eliminating the requirement that physicians maintain patient treatment plans and submit the treatment plans to the University of Florida College of Pharmacy; requiring written consent of a parent or legal guardian for the treatment of minors; requiring that certain physicians annually reexamine and reassess patients and update patient information in the compassionate use registry; revising criminal penalties; prohibiting a medical marijuana treatment center from advertising services it is not authorized to provide; providing fines; prohibiting a person or entity from advertising or providing medical marijuana treatment center services without being registered with the Department of Health as a medical marijuana treatment center; providing penalties; authorizing a distance learning format for a specified course and reducing the number of hours required for the course; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients to designate caregivers; requiring caregivers to meet specified requirements; prohibiting a qualifying patient from designating more than one caregiver at any given time; providing exceptions; requiring the department to register caregivers meeting certain requirements on the compassionate use registry; prohibiting a nursing home or assisted living facility from preventing certain residents from hiring a caregiver; authorizing a nursing home or assisted living facility to prohibit its employees from acting as caregivers to residents; providing that a nursing home or assisted living facility is not required to provide a caregiver to certain residents; revising the entities to which the compassionate use registry must be accessible; requiring the department to adopt certain rules by a specified date; authorizing the department to charge a fee for identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; requiring the department to make certain determinations before issuing an identification card to a patient; providing that a patient or the parent or legal guardian of a patient must provide the department with certain documentation to qualify for an identification card; requiring the department to adopt a rule listing documents that a patient may provide to qualify for an identification card; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers by a certain date; requiring the department to register additional medical marijuana treatment centers in accordance with a specified schedule; deleting obsolete provisions; revising the operational requirements for medical marijuana treatment centers; authorizing the department to waive certain requirements under specified circumstances; requiring that certain receptacles be childproof; requiring that additional information be included on certain labels; requiring that a medical marijuana treatment center comply with certain standards in the production and dispensing of edible or food products; requiring a medical marijuana treatment center to enter additional information into the compassionate use registry; restricting the number of dispensing facilities that may dispense marijuana; providing an exception; requiring a medical marijuana treatment center to keep a copy of a transportation manifest in certain vehicles at certain times; requiring the department to establish a quality control program that requires medical marijuana treatment centers to submit samples from each batch or lot of marijuana to an independent testing laboratory; requiring a medical marijuana treatment center to maintain records of all tests conducted; re-

quiring the department to adopt rules to create and oversee the quality control program; providing that the department must license independent testing laboratories; authorizing an independent testing laboratory to collect and accept samples of, possess, store, transport, and test marijuana; prohibiting a person with an ownership interest in a medical marijuana treatment center from owning an independent testing laboratory; requiring the department to develop rules and a process for licensing requirements; authorizing the department to impose application and renewal fees; specifying that an independent testing laboratory must be certified to perform required tests; requiring the department to suspend or reduce any mandatory testing if the number of licensed and certified independent testing laboratories is insufficient to process the tests necessary to meet the patient demand for medical marijuana treatment centers; providing that an independent testing laboratory may only accept certain samples; requiring the department to approve a medical marijuana treatment center's request for a change in ownership, equity structure, or transfer of registration to a new entity if certain criteria are met; providing an exception to a requirement regarding the submission of fingerprints and passing of a background check; providing that a request is deemed approved if not denied by the department within a specified timeframe; requiring the department to adopt rules; requiring the department to establish, maintain, and control a seed-to-sale tracking system for marijuana; providing applicability; conforming provisions to changes made by the act; providing that certain research institutions may possess, test, transport, and dispose of marijuana subject to certain conditions and as provided by department rule; providing for the use of emergency rulemaking procedures by the department; creating s. 1004.4351, F.S.; providing a short title; providing legislative findings; defining terms; establishing the Coalition for Medical Marijuana Research and Education within the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing a purpose for the coalition; requiring the department to electronically submit to the coalition a data set that includes certain information for each patient registered with the compassionate use registry; requiring the coalition to review the data submitted by the department and to make certain determinations and to potentially issue recommendations for changes to state law and rules; establishing the Medical Marijuana Research and Education Board to direct the operations of the coalition; providing for the appointment of board members; providing for terms of office, reimbursement for certain expenses, and the conduct of meetings of the board; authorizing the board to appoint a coalition director; prescribing the duties of the coalition director; requiring the board to advise specified entities and officials regarding medical marijuana research and education in this state; requiring the board to annually adopt a Medical Marijuana Research and Education Plan; providing requirements for the plan; requiring the board to issue an annual report to the Governor and the Legislature by a specified date; specifying responsibilities of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Bean—

CS for CS for SB 796—A bill to be entitled An act relating to K-12 public schools; creating s. 1002.333, F.S., relating to high-impact schools and high-impact school operators; defining terms; providing eligibility criteria for high-impact school operators; providing for the designation and redesignation of a high-impact school operator; authorizing high-impact school operators to establish high-impact schools in specified areas; providing the process for the establishment of a high-impact school; providing the requirements for a performance-based agreement; authorizing the State Board of Education to designate a high-impact school as a local education agency; providing that a school district sponsor is not liable for specified damages; providing that a high-impact school may be a private or public employer; authorizing a high-impact school to participate in the Florida Retirement System; authorizing a high-impact school operator to employ certain staff; providing specific statutory exemptions for high-impact schools; providing requirements for facilities used by high-impact schools; requiring districts to annually provide a list of specified property to the Department of Education; requiring that high-impact schools be funded through the Florida Education Finance Program; establishing additional funding sources and guidelines for eligible expenditures; providing authority

and obligations of the State Board of Education; providing a mechanism for the resolution of disputes; providing for rulemaking; creating s. 1001.292, F.S.; establishing the High-impact Schools Revolving Loan Program; providing criteria for administration of the program; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Stargel—

CS for CS for SB 880—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the commissioner may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, the criminal conflict and civil regional counsel, the capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.061, F.S.; revising certain lodging rates for the purpose of reimbursement to specified employees; authorizing an employee to expend his or her funds for certain lodging expenses; defining the term "statewide travel management system"; requiring agencies and the judicial branch to report certain travel information of public officers and employees in the statewide travel management system; requiring executive branch state agencies and the judicial branch to use the statewide travel management system for certain purposes; amending ss. 129.03, 129.06, and 166.241, F.S.; requiring counties and municipalities to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.86, F.S.; revising the purposes for which management systems and internal controls must be established and maintained by each state agency and the judicial branch; amending s. 215.97, F.S.; revising certain audit threshold requirements; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements for the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the membership of the audit committee of certain governing bodies; prohibiting an audit committee member from being an employee, a chief executive officer, or a chief financial officer of the respective governmental entity; requiring an auditor to include certain information in a management letter; requiring the chair of a governmental entity's governing body to submit an affidavit containing certain information when the entity contracts with an auditor to conduct an audit; providing requirements and procedures for selecting an auditor; requiring the Legislative Auditing Committee to determine whether a governmental entity should be subject to state action under certain circumstances; amending s. 286.0114, F.S.; prohibiting a board or commission from requiring an advance copy of testimony or comments from a member of the public as a precondition to being given the opportunity to be heard at a public meeting; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1001.42, F.S.; authorizing additional internal audits as directed by the district school board; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; removing obsolete provisions; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit require-

ments; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; deleting obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 218.503 and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Appropriations; and Senators Grimsley and Stargel—

CS for SB 916—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; deleting the fee-for-service option as a basis for the reimbursement of Medicaid provider service networks; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; requiring that a databook consist of data that is consistent with actuarial rate-setting practices and standards; requiring that the source of such data include the 24 most recent months of validated data from the Medicaid Encounter Data System; deleting provisions relating to a report and report requirements; revising the designation and county makeup of regions of the state for purposes of procuring health plans that may participate in the Medicaid program; adding a factor that the Agency for Health Care Administration must consider in the selection of eligible plans; deleting a requirement related to fee-for-service provider service networks; amending s. 409.968, F.S.; requiring, rather than authorizing, provider service networks to be prepaid plans; deleting a fee-for-service option for Medicaid reimbursement for provider service networks; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.974, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting an obsolete provision; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting requirement that the agency consider a specific factor relating to the selection of managed medical assistance plans; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Garcia—

CS for CS for SB 922—A bill to be entitled An act relating to insurance adjusters; amending s. 626.015, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; redefining the term "public adjuster"; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the methods for an insured or claimant to provide certain notice to an insurer; providing construction relating to certain limitations on insurance claim payments and public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance claim; conforming a cross-reference; prohibiting persons from conducting certain activities relating to insurance claims; providing an exception for attorneys and public adjusters; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term "all-lines adjuster"; creating s. 626.8561, F.S.; defining the term "public adjuster apprentice"; amending s. 626.8584, F.S.; redefining the term "nonresident all-lines adjuster"; amending s. 626.861, F.S.; revising construction relating to employees of an insurer; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; requiring public adjuster apprentices to be appointed, rather than licensed, by the Department of Financial Services; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters who supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of public adjuster apprentices; conforming provisions to changes made by the act; amending s. 626.8695, F.S.; revising requirements for designating primary adjusters; redefining the term "primary adjuster"; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm loca-

tion conducting insurance business under certain circumstances; revising procedures for an adjusting firm to determine a person's current licensure status; repealing s. 626.872, F.S., relating to all-lines adjuster temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue adjuster licenses in the event of catastrophes or emergencies; amending s. 626.875, F.S.; revising the minimum time period for a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters and specified all-lines adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; providing an effective date.

By the Committees on Appropriations; Judiciary; and Children, Families, and Elder Affairs; and Senators Garcia and Campbell—

CS for CS for CS for SB 1044—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “legal father” and redefining the term “parent”; amending s. 39.201, F.S.; providing that central abuse hotline information may be used for employment screening of residential group home caregivers; amending s. 39.202, F.S.; providing that confidential records held by the Department of Children and Families concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; changing the time period for the release of records to certain individuals; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child's legal father at the shelter hearing; specifying the types of information that fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a father's identity in such inquiry; requiring the diligent search to determine a parent's or prospective parent's location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child to the home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative findings and intent; requiring children placed in out-of-home care to be assessed to determine the most appropriate placement; requiring the placement assessments to be documented in the Florida Safe Families Network; requiring a court to review and approve placements; requiring the department to post specified information relating to assessment and placement on its website and update that information annually on specified dates; authorizing the department to adopt rules; creating s. 39.6001, F.S.; requiring the department, in partnership with the Department of Health, the Agency for Health Care Administration, and other state agencies and community partners, to develop a strategy for certain coordinated services; providing for creation of a safe care plan that addresses the health and substance abuse disorder treatment needs of a newborn and affected family or caregivers and provides for the monitoring of services provided under the plan; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the

child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to certain permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father's identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district's retention or dissolution to the electorate in a specified general election; amending s. 322.051, F.S., requiring that an identification card for certified unaccompanied homeless youth include a specified statement; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term “child welfare trainer”; providing rulemaking authority; creating s. 409.16741, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to develop or adopt one or more initial screening assessment instruments to identify and determine the needs of, and plan services for, substance-exposed newborns and their families; requiring the department to conduct certain staffings relating to services for substance-exposed newborns and their families; requiring that certain local service capacity be assessed; requiring that child protective investigators receive specialized training in working with substance-exposed newborns and their families before they accept such cases when possible; providing for consultation; creating s. 409.16742, F.S.; providing legislative findings and intent; establishing a shared family care residential services pilot program for substance-exposed newborns; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending s. 743.067, F.S.; defining the term “certified unaccompanied homeless youth”; requiring the Office on Homelessness within the Department of Children and Families to develop a standardized form to be used in the certification process; providing information that must be included in the form; authorizing a certified unaccompanied homeless youth to apply at no charge to the Department of Highway Safety and Motor Vehicles for an identification card; conforming terminology; amending s. 1009.25, F.S.; revising the exemption from the payment of tuition and fees for homeless students; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an appropriation; providing effective dates.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Perry—

CS for CS for SB 1104—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; defining the terms “gasification,” “post-use polymer,” “pyrolysis,” and “pyrolysis facility” and revising definitions; amending s. 403.7045, F.S.; providing that certain pyrolysis facilities are exempt from certain resource recovery regulations; conforming a cross-reference; amending s. 403.7046, F.S.; requiring certain handlers of post-use polymers to certify to the Department of Environmental Protection; revising rule requirements relating to such certification; authorizing recovered materials dealers to use pyrolysis facilities for recovered materials or post-use polymers

processing; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Appropriations; and Senators Grimsley and Stargel—

CS for SB 916—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; deleting the fee-for-service option as a basis for the reimbursement of Medicaid provider service networks; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; requiring that a databook consist of data that is consistent with actuarial rate-setting practices and standards; requiring that the source of such data include the 24 most recent months of validated data from the Medicaid Encounter Data System; deleting provisions relating to a report and report requirements; revising the designation and county makeup of regions of the state for purposes of procuring health plans that may participate in the Medicaid program; adding a factor that the Agency for Health Care Administration must consider in the selection of eligible plans; deleting a requirement related to fee-for-service provider service networks; amending s. 409.968, F.S.; requiring, rather than authorizing, provider service networks to be prepaid plans; deleting a fee-for-service option for Medicaid reimbursement for provider service networks; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.974, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting an obsolete provision; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting requirement that the agency consider a specific factor relating to the selection of managed medical assistance plans; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 259 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Magar, Harrell—

CS for HB 259—A bill to be entitled An act relating to Martin County; creating the Village of Indiantown; providing a charter; providing legislative intent; providing for a council-manager form of government; providing boundaries; providing municipal powers; providing for a village council and composition thereof; providing for eligibility, terms, duties, compensation, and reimbursement of expenses of council members; providing for a mayor and vice mayor; providing scheduling requirements of council meetings; prohibiting interference with village employees; providing for filling of vacancies and forfeiture of office; providing for the appointment of a village manager and village attorney and the qualifications, removal, powers, and duties thereof; providing for the establishment of village departments, agencies, personnel, and boards; providing for an annual independent audit; providing that the state is not liable for financial shortfalls of the village; providing for nonpartisan elections and matters relating thereto; providing for the recall of council members; providing for initiative and referenda; providing for a code of ethics; providing for future amendments to the charter; providing for severability; providing a village transition schedule and procedures for the first election; providing for first-year expenses; providing for adoption of comprehensive plans and land development regulations; providing for accelerated entitlement to state-shared revenues; providing for entitlement to all local revenue sources allowed by general law; providing for the sharing of communications

services tax revenues; providing for receipt and distribution of local option gas tax revenues; providing for waiver of specified eligibility provisions; requiring a referendum; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 277 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Grant, J., White, Burgess, Duran, Fischer—

CS for CS for HB 277—A bill to be entitled An act relating to electronic wills; amending s. 731.201, F.S.; revising the definition of the term "will" to include electronic wills; amending s. 732.506, F.S.; specifying the manner in which an electronic will is revoked; creating s. 732.521, F.S.; providing a short title; creating s. 732.522, F.S.; providing definitions; creating s. 732.523, F.S.; specifying requirements that must be satisfied in the execution of electronic wills; creating s. 732.524, F.S.; providing requirements for self-proof of electronic wills; creating s. 732.525, F.S.; providing that an electronic signature satisfies the requirement that a document be signed; providing requirements for certain documents to be deemed executed in this state; creating s. 732.526, F.S.; authorizing an electronic will that is properly executed in this or another state to be offered for and admitted to probate in this state; providing the venue for the probate of such electronic will; creating s. 732.527, F.S.; specifying requirements for service as a qualified custodian; requiring qualified custodians to provide access to or information concerning the electronic will, or the electronic record containing the electronic will, only to specified persons; authorizing a qualified custodian to destroy the electronic record of an electronic will after a certain date; requiring a qualified custodian to cancel, delete, destroy, mark as revoked, or obliterate an electronic will under certain circumstances; providing conditions under which a qualified custodian may cease service as a qualified custodian; requiring a qualified custodian to cease serving in such capacity upon the written request of the testator; requiring that a successor qualified custodian agree in writing to serve in that capacity for an electronic will before succeeding to office; specifying what constitutes an affidavit of a qualified custodian; requiring a qualified custodian to deliver certain documents upon request from the testator; prohibiting a qualified custodian from charging the testator a fee for such documents under certain circumstances; providing that a qualified custodian is liable for certain damages under certain circumstances; prohibiting a qualified custodian from terminating or suspending access to, or downloads of, an electronic will by the testator; prohibiting a qualified custodian from charging a fee for certain actions taken upon the death of the testator; requiring a qualified custodian to keep certain information confidential; creating s. 732.528, F.S.; providing indemnity requirements for qualified custodians; providing the Attorney General standing to petition a court for the appointment of a receiver to manage electronic records of a qualified custodian under certain conditions; amending s. 733.201, F.S.; providing for the proof of electronic wills; providing requirements for admitting an electronic will that is not self-proved into probate; providing that a paper copy of an electronic will constitutes an "original" of the electronic will subject to certain conditions; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 329 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Harrell, Albritton—

CS for HB 329—A bill to be entitled An act relating to child protection; amending s. 61.13, F.S.; prohibiting a time-sharing plan from requiring or being interpreted to require visitation at a recovery re-

sidence between specified hours; providing exceptions; requiring the court to consider certain factors to determine the best interest of the child; prohibiting the court from ordering visitation at a recovery residence under specified circumstances; amending s. 397.487, F.S.; authorizing a certified recovery residence to allow a minor child to visit a recovery residence, excluding visits during specified hours; providing exceptions; prohibiting a certified recovery residence from allowing visitation under specified circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 343 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Asencio, Cortes, J., Gruters, Mercado, Slosberg—

CS for CS for HB 343—A bill to be entitled An act relating to payment card offenses; amending s. 817.625, F.S.; revising definitions; revising terminology; revising offenses of using a scanning device or re-encoder with the intent to defraud; prohibiting the use of a skimming device with intent to defraud; prohibiting the possession, sale, or delivery of a skimming device; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense of possessing, selling, or delivering a skimming device on the offense severity ranking chart; conforming provisions to changes 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 Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 531 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Berman—

HB 531—A bill to be entitled An act relating to the Solid Waste Authority of Palm Beach County, Palm Beach County; amending ch. 2001-331, Laws of Florida; increasing the time period for granting or extending a franchise, contract, or permit; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 533 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Cruz—

HB 533—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to comply with ch. 2015-39, Laws of Florida, by providing for the establishment of an unfunded defined contribution plan component; authorizing the board of trustees to adopt rules implementing the defined contribution plan component in the event it becomes funded; confirming in part the City of Tampa Firefighters and Police Officers Pension Contract; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 573, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee, Natural Resources & Public Lands Subcommittee and Representative(s) Burton, Killebrew—

CS for CS for HB 573—A bill to be entitled An act relating to water protection and sustainability; creating the "Heartland Headwaters Protection and Sustainability Act"; creating s. 373.462, F.S.; providing legislative findings and intent; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative to prepare an annual report concerning water resource projects within a specified area; specifying requirements for such report; requiring the report to be submitted annually to the Legislature, the Department of Environmental Protection, and the appropriate water management districts; requiring the inclusion of such report in the appropriate consolidated water management district annual report; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 647 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grant, J., Toledo, Harrison, Raburn, Raulerson, Shaw, Spano—

HB 647—A bill to be entitled An act relating to the Hillsborough County Public Transportation Commission; prohibiting the commission from incurring additional obligations or indebtedness; requiring the commission to wind down its affairs, liquidate its assets, and satisfy its obligations and indebtedness by a specified date; repealing chs. 98-451, 2001-299, 2007-297, 2008-290, 2010-265, 2010-272, and 2012-247, Laws of Florida; dissolving the commission; amending ch. 2000-445, Laws of Florida, as amended; correcting a cross reference; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 687 by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Energy & Utilities Subcommittee and Representative(s) La Rosa, Avila—

CS for CS for HB 687—A bill to be entitled An act relating to utilities; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce rules or regulations regarding the placing and maintaining of certain voice or data communications services lines or wireless facilities on certain rights-of-way; providing a short title; providing definitions; prohibiting an authority from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; authorizing an authority to require a registration process and permit fees under certain circumstances; requiring an authority to accept, process, and issue applications for permits subject to specified requirements; prohibiting an authority from requiring ap-

proval or requiring fees or other charges for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities; providing an exception; providing requirements for the collocation of small wireless facilities on authority utility poles; providing requirements for rates, fees, and other terms related to authority utility poles; authorizing an authority to apply current ordinances regulating placement of communications facilities in the right-of-way for certain applications; requiring an authority to waive certain permit application requirements and small wireless facility placement requirements; prohibiting an authority from adopting or enforcing any regulation on the placement or operation of certain communications facilities and from regulating any communications services or imposing or collecting any tax, fee, or charge not specifically authorized under state law; providing construction; requiring a wireless provider to comply with certain nondiscriminatory undergrounding requirements of an authority; authorizing the authority to waive any such requirements; authorizing a wireless infrastructure provider to apply to an authority to place utility poles in the public rights-of-way to support the collocation of small wireless facilities; providing application requirements; requiring the authority to accept and process the application subject to certain requirements; providing construction; authorizing an authority to enforce certain local codes, administrative rules, or regulations; authorizing an authority to enforce certain pending local ordinances, administrative rules, or regulations under certain circumstances, subject to waiver by the authority; providing construction; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negrón, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 695 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Santiago—

CS for CS for CS for HB 695—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 341.302, F.S.; authorizing the Department of Transportation to agree to assume certain indemnification and insurance obligations under certain circumstances; amending s. 343.52, F.S.; defining the term "department"; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the authority from entering into certain contracts or agreements without department approval of the authority's expenditures; amending s. 343.58, F.S.; providing that certain funds provided to the authority constitute state financial assistance; requiring a written agreement for provision of such funds; authorizing the department to advance a certain amount of funds under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negrón, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 699 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Mariano, Yarborough—

CS for CS for HB 699—A bill to be entitled An act relating to Internet identifiers; amending s. 775.21, F.S.; revising the definition of the term "Internet identifier"; defining the term "social Internet communication"; requiring a sexual predator to register each Internet identifier's corresponding website homepage or application software name with the Department of Law Enforcement through the sheriff's office; requiring a sexual predator to report any change to certain information after initial in-person registration in a specified manner; providing that the department's sexual predator registration list is a public record, unless otherwise made exempt or confidential and exempt; providing penalties; making technical changes; amending s. 943.0435, F.S.; requiring a sexual offender, upon initial registration, to report in person at the sheriff's office; requiring the sexual offender to report any change to each Internet identifier's corresponding website homepage or application software name in person at the sheriff's office in a specified manner; requiring a sexual offender to report any change to certain information after initial in-person registration in a specified manner; making technical changes; reenacting ss. 943.0437(2), 944.606(1)(c), 944.607(1)(e), 985.481(1)(c), and 985.4815(1)(e), F.S., relating to the definition of the term "Internet identifier," to incorporate the amendment made to s. 775.21, F.S., in references thereto; reenacting ss. 944.606(3)(a), 944.607(4)(a), (9), and (13)(c), 985.481(3)(a), and 985.4815(4)(a), (9), and (13)(b), F.S., relating to sexual offenders, notification to the Department of Law Enforcement of information on sexual offenders, notification to the department upon release of sexual offenders adjudicated delinquent, and notification to the department of information on juvenile sexual offenders, respectively, to incorporate the amendment made to s. 943.0435, F.S., in references thereto; reenacting ss. 794.056(1), 921.0022(3)(g), and 938.085, F.S., relating to the Rape Crisis Program Trust Fund, the Criminal Punishment Code offense severity ranking chart, and additional costs to fund rape crisis centers, respectively, to incorporate the amendments made to ss. 775.21 and 943.0435, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negrón, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 727, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee, Careers & Competition Subcommittee and Representative(s) Leek, Edwards, Alexander, Asencio, Byrd, Clemons, Fine, Fischer, Grall, Grant, J., Gruters, Hahnfeldt, Henry, Mariano, Massullo, McClain, Miller, A., Moraitis, Payne, Peters, Ponder, Renner, Rommel, Roth, Santiago, Silvers, White—

CS for CS for CS for HB 727—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; authorizing qualified experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; authorizing certain owners of a place of public accommodation to file a certificate of conformity or remediation plan with the Department of Business and Professional Regulation; providing requirements for such submission; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; providing an appropriation; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negrón, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 737 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Hager—

CS for HB 737—A bill to be entitled An act relating to the Port of Palm Beach District, Palm Beach County; codifying, amending, reenacting, and repealing special acts relating to the district; repealing chs. 74-570, 75-468, 81-459, 87-523, 90-462, 95-467, and 99-457, Laws of Florida; deleting obsolete language; redesignating the trade zones established by the district as foreign trade zones and authorizing such foreign trade zones to maintain trade operations outside of the boundaries of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 759 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Clemons—

CS for HB 759—A bill to be entitled An act relating to the City of Gainesville, Alachua County; amending ch. 12760, Laws of Florida (1927), as amended by ch. 90-394, Laws of Florida, relating to the city's charter; repealing section 3.06 of the city's charter, relating to the appointment, qualifications, powers, and duties of the general manager for utilities of Gainesville Regional Utilities; creating the Gainesville Regional Utilities Authority and establishing it as the governing board of Gainesville Regional Utilities; providing definitions; specifying the powers and duties of the authority; specifying the composition of the authority and the selection and removal, terms, compensation, organization, and liability of its members; specifying certain management and personnel for the authority; specifying applicability to certain city ordinances, policies, rates, fees, assessments, charges, rules, regulations, budgets, and contracts; requiring the authority to develop and review an ethics policy and code of conduct; providing a ballot statement; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 879 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee and Representative(s) Burgess—

CS for HB 879—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of the manufacturing of a controlled substance in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 891 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Beshears—

HB 891—A bill to be entitled An act relating to the Carrabelle Port and Airport Authority, Franklin County; repealing chs. 80-471 and 86-464, Laws of Florida; abolishing the district; transferring assets and liabilities of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 905 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Fine—

HB 905—A bill to be entitled An act relating to the Barefoot Bay Recreation District, Brevard County; authorizing an amendment to the district charter, subject to approval by a vote of the electors of the district, to impose term limits for members of the board of trustees; providing an exception to general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 921 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Grall—

CS for HB 921—A bill to be entitled An act relating to Fellsmere Drainage District, Indian River County; codifying the district's charter pursuant to s. 189.019, Florida Statutes; providing legislative intent; amending, codifying, reenacting, and repealing special acts relating to the district; repealing chs. 8877 (1921), 11555 (1925), 12023 (1927), 14719 (1931), 16998 (1935), 28418 (1953), 61-1414, and 69-1161, Laws of Florida, relating to the Fellsmere Drainage District; changing the name of the district to the Fellsmere Water Control District; removing the 99-year term limitation of the district originally provided by court decree; amending the boundaries of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 925, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Miller, M., Plakon, Killebrew—

CS for CS for HB 925—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; amending s. 554.103, F.S.; requiring, rather than authorizing, the Department of Financial Services to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; providing a penalty against an insurance carrier if certain followup inspections are not conducted; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees;

amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term "applicant"; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; revising qualifications for exemption from examinations for applicants for a license as an all-lines adjuster; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing exceptions from a certain continuing education requirement for such licensees; amending s. 626.8734, F.S.; providing an exemption from the nonresident examination requirement for certain all-lines adjusters; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities' licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department's discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a "surplus trustee"; authorizing specified entities to claim surplus funds that remain after a judicial sale; specifying procedures for those entities to receive such funds; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the department; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 717.113, F.S.; exempting certain funds remaining after a judicial sale and held in a court registry from becoming payable or distributable and subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 951 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Raschein—

CS for HB 951—A bill to be entitled An act relating to the City of Key West, Monroe County; amending ch. 69-1911, Laws of Florida, as amended; providing for board members to be elected by all voters within the utility board's territory; revising residency requirements to allow for representation throughout the board's territory; changing the requirements of the organizational meeting; expanding authorized advertising vehicles; revising piggyback contract provisions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1025 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Ingram—

CS for HB 1025—A bill to be entitled An act relating to the Firefighters' Relief and Pension Fund of the City of Pensacola, Escambia County; amending chapter 21483, Laws of Florida (1941), as amended; correcting and updating terminology and dates; prohibiting certain participants from receiving a cost-of-living increase in benefits while they are participants in the Deferred Retirement Option Plan; revising and providing definitions; providing the maximum number of hours per plan year of annual overtime pay for certain firefighters; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1075, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Byrd—

CS for CS for HB 1075—A bill to be entitled An act relating to Nassau County; creating the East Nassau Stewardship District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for transition of the board from landowner

control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amendment to charter; providing for required notices to purchasers of residential units within the district; defining district public property; providing severability; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1089 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Byrd—

HB 1089—A bill to be entitled An act relating to the Ocean Highway and Port Authority, Nassau County; amending ch. 2005-293, Laws of Florida; updating authority powers consistent with ch. 311, Florida Statutes; deleting obsolete language; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1091 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Criminal Justice Subcommittee and Representative(s) Plakon—

CS for HB 1091—A bill to be entitled An act relating to arrest warrants for state prisoners; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued; requiring the prisoner to serve notice on the state attorney; requiring the circuit court to schedule a status hearing within a certain time after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring the court to send the order to the county sheriff; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1135 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Willhite—

CS for HB 1135—A bill to be entitled An act relating to the West Palm Beach Police Pension Fund of the City of West Palm Beach, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended; revising definitions; revising trustee terms; clarifying powers of the board of trustees; adding provision for physical for determining

preexisting conditions; adding procedure for returning withdrawn contributions upon rehire or reinstatement to employment; adding normal retirement age for retirement based on years of service; deleting obsolete retirement calculations; clarifying survivor language for normal form of benefit; adding 10-year certain benefit to optional forms; adding a death benefit provision to the DROP account; clarifying the retiree's option to elect an optional form at the time of retirement; adding an actuarial equivalent calculation for survivor benefits paid to a spouse other than the one to whom the retiree was married at the time of retirement; deleting the section actuarial assumptions; clarifying the purchase of service is limited to 5 years; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1147 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Jenne, DuBose, Williams—

HB 1147—A bill to be entitled An act relating to the Central Broward Water Control District, Broward County; amending ch. 98-501, Laws of Florida, as amended; revising the manner in which the commission must act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1149 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Moskowitz, Jacobs, Williams—

HB 1149—A bill to be entitled An act relating to the North Springs Improvement District, Broward County; amending chapter 2005-341, Laws of Florida, as amended; extending and enlarging the boundaries of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1151 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Caldwell—

CS for HB 1151—A bill to be entitled An act relating to the Lehigh Acres Fire Control and Rescue District and the Alva Fire Protection and Rescue Service District, Lee County; amending ch. 2000-406, Laws of Florida; amending the geographic boundaries of the Lehigh Acres Fire Control and Rescue District; ch. 2000-455, Laws of Florida, amending the geographic boundaries of Alva Fire Protection and Rescue Service District; providing construction; providing that the act shall take precedence over any conflicting law to the extent of such conflict; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1153 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Moskowitz, Williams—

HB 1153—A bill to be entitled An act relating to Broward County; providing legislative findings; providing for an alternate means to measure permitted sign height on interstate highways within Broward County; providing for the Florida Department of Transportation to promulgate rules; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1237, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Diaz, J., Avila, Cortes, J., Diaz, M., Nuñez—

CS for CS for HB 1237—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member's authorized representative; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing a directive to the Department of Business and Professional Regulation; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time in which a recalled board member must turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider that is owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the department from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within

a specified period; providing an exception; providing arbitration proceeding requirements; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association's foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosure; authorizing a contract with a party providing maintenance or management services to be cancelled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable and requiring the termination of such contracts under certain conditions; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

—was referred to the Committees on Judiciary; Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1239 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Eagle, Cortes, J., Fitzenhagen—

HB 1239—A bill to be entitled An act relating to school bus safety; providing a short title; amending s. 316.027, F.S.; providing mandatory noncriminal penalties for certain violations resulting in serious bodily injury to or death of another person; amending s. 318.18, F.S.; requiring a fine and driver license suspension for such a violation; amending s. 322.27, F.S.; requiring imposition of points against a driver license for such a violation; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1291 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Davis—

CS for HB 1291—A bill to be entitled An act relating to the City of Jacksonville, Duval County; providing exceptions to general law; providing that a business licensed to sell alcoholic beverages for consumption on premises may sell such beverages for consumption off premises during certain events when such business is located within a certain district; requiring an application fee; providing that the city council shall specify a time period for certain events; providing definitions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1293 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Davis—

HB 1293—A bill to be entitled An act relating to the City of Jacksonville, Duval County; amending ch. 87-471, Laws of Florida, as

amended; establishing special zones in Jacksonville; providing exceptions for space and seating requirements for liquor licenses for restaurants in the zones; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1295 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raschein, Baez, Nuñez—

HB 1295—A bill to be entitled An act relating to Monroe County; providing definitions; providing an exception to general law; authorizing the School Board of Monroe County or the Board of County Commissioners of Monroe County, or any political subdivision thereof, to conduct public meetings, hearings, and workshops by means of communications media technology; authorizing the adoption of rules; providing for notices of public meetings, hearings, and workshops conducted by means of communications media technology; providing applicability and construction; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1297 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Abruzzo—

HB 1297—A bill to be entitled An act relating to Palm Beach County; amending ch. 74-565, Laws of Florida, as amended; revising the nomination process for appointees to the Building Code Advisory Board of Palm Beach County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1307 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plasencia, Stevenson—

CS for CS for HB 1307—A bill to be entitled An act relating to physician assistant workforce surveys; amending ss. 458.347 and 459.022, F.S.; requiring that a physician assistant license renewal include the submission of a completed physician assistant workforce survey; requiring the Department of Health to report the data collected from such surveys to the boards biennially; requiring rulemaking; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1311 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Caldwell—

HB 1311—A bill to be entitled An act relating to the Lehigh Acres Municipal Services Improvement District, Lee and Hendry Counties; amending chapter 2015-202, Laws of Florida; expanding the territorial boundaries of the district; ratifying and confirming as valid all taxes and assessments levied by or for the district notwithstanding any defects in the assessment or levy of such taxes and assessments; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1313 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Stone—

HB 1313—A bill to be entitled An act relating to the Cold Springs Improvement District, Marion County; amending ch. 94-452, Laws of Florida; revising boundaries to remove certain lands from the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1315 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Metz—

CS for HB 1315—A bill to be entitled An act relating to the Lake County Water Authority, Lake County; amending ch. 2005-314, Laws of Florida; revising purpose of the authority; deleting obsolete language; removing power of the governing board and the authority to acquire land through eminent domain or condemnation; removing power of the board relating to certain state land; providing for the county or a municipality to acquire private property through eminent domain under certain circumstances; providing powers of the board relating to navigation and blockage of certain waterways in the county; prohibiting the board from expending public funds to promote recreation and tourism; providing powers of and restrictions on the authority and the board relating to parks; requiring certain documents to be published on the authority's website; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1317 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Metz—

HB 1317—A bill to be entitled An act relating to the North Lake County Hospital District, Lake County; amending ch. 2012-258, Laws of Florida; providing for expiration of the district at a specified time without further legislative action and permitting continuation of the

district by referendum; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1333, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) La Rosa—

CS for CS for HB 1333—A bill to be entitled An act relating to Osceola County; creating the Sunbridge Stewardship District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amendment to charter; providing for required notices to purchasers of residential units within the district; defining district public property; providing for construction; providing severability; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1363 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Williamson—

CS for HB 1363—A bill to be entitled An act relating to Santa Rosa County; creating the Pace Fire Rescue District, an independent special district; creating a district charter; providing a short title; providing territorial boundaries of the district; providing purposes and intent; providing for a board of commissioners of the district; providing for qualification, election, membership, and terms of office; providing for the filling of vacancies; providing for meetings; providing rulemaking authority; providing powers and duties of the board; providing for use of district funds; authorizing the district to issue bonds and levy ad valorem taxes, non-ad valorem assessments, impact fees, and user charges; providing planning requirements; providing for modification of district boundaries; providing for amendment of the charter by special act of the Legislature; providing severability; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1401 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Rodrigues—

HB 1401—A bill to be entitled An act relating to the East Mulloch Drainage District; amending ch. 63-930, Laws of Florida, as amended; increasing the membership of the board of supervisors on a specified date; revising the qualifications for supervisors; providing and revising requirements relating to terms of supervisors; requiring supervisors to be elected by registered voters residing in the district; authorizing the Governor to appoint supervisors in certain situations; authorizing reimbursement of supervisors for travel and other necessary expenses; authorizing the board to levy certain assessments and taxes; deleting a provision relating to a cap on maintenance taxes; repealing ch. 83-455, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1437 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Watson, C.—

HB 1437—A bill to be entitled An act relating to Alachua County; amending ch. 57-1118, Laws of Florida, as amended; revising the membership of the county law library; revising the library's location; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1439 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Grant, M., Albritton—

HB 1439—A bill to be entitled An act relating to Charlotte County; providing space and seating requirements for the issuance of special alcoholic beverage licenses to event centers; providing an exception to general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7059 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Grant, J.—

CS for CS for HB 7059—A bill to be entitled An act relating to juvenile justice; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for birth certificates issued to certain juvenile

offenders; amending s. 985.25, F.S.; revising terminology; providing that a child meeting specified criteria shall be placed in secure detention care until the child's detention hearing; amending s. 985.255, F.S.; revising terminology; providing an additional circumstance under which the court may order continued detention; providing criteria for a child to be a prolific juvenile offender; defining the term "arrest event"; specifying certain information and criteria that may be considered by a court only when determining whether a prolific juvenile offender should be held in secure detention; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in certain detention care under a special detention order until disposition; specifying time limitations for secure detention for a prolific juvenile offender; defining the term "disposition"; providing for the tolling of nonsecure detention care for an alleged violation of such detention care; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention care days served if a child violates non-secure detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a residential commitment program until the placement or commitment is accomplished; deleting provisions specifying the maximum number of days a child may be placed in secure detention under certain circumstances; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child who is a prolific juvenile offender to be held within a specified period unless such child requests a delay; revising the circumstances under which an adjudication of delinquency for a felony disqualifies a person from possessing a firearm; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving BB guns, air or gas-operated guns, or electric weapons or devices, to incorporate the amendments made by the act to ss. 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., relating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.255(2), F.S., relating to detention criteria and hearings, to incorporate the amendment made by this act to s. 985.26, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing a declaration of important state interest; providing an appropriation; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7097 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) Fine—

HB 7097—A bill to be entitled An act relating to the direct support organization of the prescription drug monitoring program; amending s. 893.055, F.S.; providing for future repeal of provisions relating to the organization; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7109 by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Boyd—

HB 7109—A bill to be entitled An act relating to taxation; amending s. 196.1975, F.S.; requiring certain corporations that provide homes for the aged to file specified affidavits with their annual tax exemption applications; providing an exemption; authorizing the property appraiser to request specified additional documentation under certain conditions; amending s. 196.1978, F.S.; discounting property taxes for properties that offer affordable housing to specified low-income persons and families; providing requirements for such discount; amending s. 198.30, F.S.; removing a requirement for circuit judges to report certain information regarding a decedent's estate to the Department of Revenue; amending s. 192.001, F.S.; revising the definition of the term "inventory" to include specified construction and agricultural equipment under certain circumstances; amending s. 206.02, F.S.; deleting license application and renewal taxes for terminal supplier and motor fuel importer, exporter, blender, and wholesaler licenses; amending s. 206.021, F.S.; deleting license application and renewal taxes for private or common carrier of motor fuel licenses; amending s. 206.022, F.S.; deleting license application and renewal taxes for terminal operator licenses; amending ss. 206.03 and 206.045, F.S.; conforming provisions to changes made by this act; repealing ss. 206.405 and 206.406, F.S., relating to the receipt and deposit of funds received from the payment of certain motor fuel license taxes; amending s. 206.41, F.S.; deleting the fee deducted from quarterly motor fuel refund claims to qualified taxpayers; amending ss. 206.9943, 206.9952, and 206.9865, F.S.; deleting application and renewal fees for pollutant tax, natural gas fuel retailer, and aviation fuel tax licenses; amending 210.20, F.S.; deleting specified cigarette taxes from being deposited into a specified trust fund for biomedical research purposes; amending s. 212.031, F.S.; reducing the tax levied on the renting, leasing, letting, and granting of a license for the use of real property; providing applicability; amending s. 212.04, F.S.; authorizing refunds or credits of taxes paid on admissions subsequently resold to exempt entities; amending s. 212.0515, F.S.; deleting provisions relating to required notice by vending machine operators, awards for reporting certain violations, and penalties for certain violations; amending s. 212.0596, F.S.; deleting authority for the department to establish a waiver for certain registration fees; amending s. 212.08, F.S.; revising the sales and use tax exemption for certain farm trailers; exempting certain animal and aquaculture health products, fencing materials, and oxygen products from the sales and use tax; specifying the total amount of community contribution tax credits that may be granted for contributions made to eligible sponsors of specified projects; extending the expiration date of the community contribution tax credit program; specifying criteria under which certain entities that operate a municipally owned golf course may receive a tax exemption when making payments to a dealer; providing sales tax exemptions for products used to absorb menstrual flow, diapers, and incontinence products; providing an annual sales tax holiday for purchases of certain clothing and footwear by eligible military veterans; authorizing certain dealers to opt out of participating in such tax exemption; providing requirements to opt out of participation; authorizing the department to adopt rules; providing a sales tax exemption for certain sales between related persons as described under specified federal laws and regulations; providing requirements for such exemption; providing definitions; amending s. 212.18, F.S.; deleting the application fees to obtain a certificate of registration as a sales tax dealer; amending s. 220.03, F.S.; extending the expiration date for the definitions of the terms "community contribution" and "project" in the income tax code; amending s. 220.183, F.S.; specifying the total amount of community contribution tax credits that may be granted for contributions made to eligible sponsors of specified projects; extending the expiration date of specified provisions relating to community contribution tax credits; amending s. 220.1845, F.S.; specifying the tax credits available for contaminated site rehabilitation in a specified year and annually thereafter; amending s. 220.196, F.S.; specifying the amount of research and development tax credits that may be granted to business enterprises in a specified year; amending s. 220.222, F.S.; deleting a provision that limits the time period for filing certain corporate income tax filings; amending s. 220.33, F.S.; specifying filing days for estimated payments for corporate income tax purposes; amending s. 320.04, F.S.; authorizing specified

entities to contract with license tag agents for services related to issuance and renewal of license tag registrations and motor vehicle titles; providing requirements for such contracts; amending ss. 320.08 and 320.10, F.S.; exempting certain marine boat trailers from license taxes; amending s. 320.102, F.S.; exempting certain marine boat trailers from a variety of fees, charges, taxes, and surcharges; amending s. 336.021, F.S.; authorizing a county to reimpose a current local option fuel tax rate under certain circumstances; amending 336.025, F.S.; authorizing a county to reimpose a current local option fuel tax rate under certain circumstances; requiring the rescission of such rate on a specified date; amending s. 376.30781, F.S.; revising the total amount of tax credits that may be granted for the rehabilitation of drycleaning-solvent-contaminated sites and brownfield sites in a specified year and annually thereafter; amending s. 376.70, F.S.; deleting provisions relating to drycleaning facility registration fees; amending s. 376.75, F.S.; deleting the registration fee for a certain pollutant tax license to import perchloroethylene; amending ss. 443.131 and 443.141, F.S.; revising the date on which certain employer contributions are due; providing a definition; amending s. 443.163, F.S.; authorizing the tax collection service provider to waive penalties for late-filed returns under certain circumstances; amending s. 563.01, F.S.; revising the definitions of the terms "beer" and "malt beverage" for purposes of the Beverage Law; amending s. 624.5105, F.S.; specifying the total amount of community contribution tax credits that may be granted each fiscal year; extending the expiration date of specified provisions relating to community contribution tax credits; amending s. 733.2121, F.S.; requiring a personal representative to serve notice of creditors on the department only if the department is a creditor; providing sales tax exemptions for the retail sale of certain clothing, school supplies, personal computers, personal computer-related accessories, disaster preparedness supplies, and educational textbooks and instructional materials during specified periods; providing exceptions; authorizing, and providing requirements for, certain dealers to opt out of participating in such tax exemption; authorizing the department to adopt emergency rules; amending s. 206.998, F.S.; conforming provisions to changes made by this act; providing repeal dates; providing for retroactive application; providing applicability; providing appropriations; providing effective dates.

—was referred to the Committee on Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 118.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 164.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 312.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 398.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 724.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1124.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 27 was corrected and approved.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 6:05 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Monday, May 1 or upon call of the President.



Journal of the Senate

Number 22—Regular Session

Monday, May 1, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 1:00 p.m. A quorum present—31:

Mr. President	Flores	Powell
Baxley	Gainer	Rouson
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Book	Gibson	Stargel
Bracy	Grimsley	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Torres
Braynon	Montford	Young
Broxson	Passidomo	
Campbell	Perry	

Excused: Senator Hukill; Senator Latvala periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Reverend Dr. Richard Effinger, St. John’s Episcopal Church, Tallahassee:

Most holy one, we thank you for the blessing of this day. As we begin another day of legislative session, hopefully in the final week, we especially give thanks for the blessings of freedom and security we all share that allow us to gather today and exercise the authority entrusted to us.

We pray for all who govern and hold authority—that there may be justice and peace in our city, in our nation, and in the world. We pray that you will be present among us in our deliberations this day. Preserve in us patience and respect for one another in our agreements, and more importantly, in our disagreements, and may we always respect the dignity of each one of us as living members of your creation. Give us the clarity and the courage to do what is right, keeping us ever mindful of those most in need of our attention and our compassion.

All these things we pray in your most holy name. Amen.

PLEDGE

Senate Pages, Reece Poppell of Tallahassee; Trajan Forbes of Tallahassee, son of Robyn Forbes, a legislative analyst with the Appropriations

Subcommittee on Health and Human Services; and Haleigh Howell of Panama City Beach, 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. John G. Curington of Tampa, sponsored by Senator Lee, as the doctor of the day. Dr. Curington specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Flores—

By Senator Flores—

SR 1784—A resolution recognizing November 2017 as “Carbon Monoxide Awareness Month” in Florida.

WHEREAS, carbon monoxide is produced by common household appliances, motor vehicles, generators, fireplaces, furnaces, and other devices powered by the burning of fuel, including natural gas, propane, gasoline, oil, and wood, and

WHEREAS, carbon monoxide is known as the “silent killer” because it is a colorless, odorless, and tasteless poisonous gas that can be fatal when inhaled, and

WHEREAS, the Centers for Disease Control and Prevention reports that carbon monoxide claims approximately 50 lives each year and that carbon monoxide exposure sends more than 20,000 people to emergency rooms annually, and

WHEREAS, the Mayo Clinic has determined that 51 percent of all carbon monoxide poisoning cases reported involve children 6 years of age and younger, and

WHEREAS, the Consumer Product Safety Commission has determined that older adults more frequently have health conditions affecting the heart, lungs, and circulatory system, and that the presence of one or more of these conditions lowers these individuals’ tolerance for carbon monoxide exposure and increases the risk of death from such exposure, and

WHEREAS, the Carbon Monoxide Health and Safety Association has determined that the combined medical cost of carbon monoxide accidents, lost productivity, and lost wages amounts to \$8.8 billion annually, and

WHEREAS, public education and awareness about carbon monoxide poisoning are critical to protecting the residents of this state from the dangers of this deadly gas and reducing risk factors in the home, and

WHEREAS, carbon monoxide alarms have been determined to be the most effective way to detect carbon monoxide, and there is a dramatic correlation between the adoption of local carbon monoxide alarm ordinances and a decrease in death rates from exposure, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That November 2017 is recognized as “Carbon Monoxide Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1824—A resolution recognizing May 2017 as “American Stroke Month” in Florida.

WHEREAS, stroke is a leading cause of serious long-term disability and the fourth leading cause of death in the United States, killing more than 130,000 people nationwide and 29,600 in Florida, and

WHEREAS, stroke prevalence is projected to increase by 20.5 percent between 2016 and 2030, and the direct medical costs for treating stroke are expected to almost triple during that period, from \$71.6 billion to \$184.1 billion, and

WHEREAS, nearly 80 million Americans have high blood pressure, a major controllable risk factor for stroke, including 44 percent of African-American adults, an incidence that is among the highest percentage of hypertension in any population in the world, and

WHEREAS, 58 percent of Americans don’t know they are at risk for stroke, and one in three cannot recall any stroke warning signs or symptoms, which may include sudden numbness or weakness of the face, arm, or leg, especially on one side of the body; sudden confusion or difficulty in speaking or understanding; sudden difficulty in seeing in one or both eyes; sudden difficulty in walking; dizziness; loss of balance or coordination; and a sudden severe headache with no known cause, and

WHEREAS, the most common signs and symptoms of stroke can be remembered by the acronym F.A.S.T., which stands for face drooping, arm weakness, speech difficulty, and time to call 9-1-1, and

WHEREAS, on May 1, 2017, the American Stroke Association will celebrate its Day of Action as part of American Stroke Month and as part of its year-round initiative, “Together to End Stroke,” launched in collaboration with the American Heart Association, which brings stroke awareness to the forefront of Americans’ minds and encourages people to memorize and share the stroke warning signs and call 9-1-1 at the first sign of a stroke, and

WHEREAS, new and effective treatments have been developed to treat and minimize the severity and damaging effects of strokes, but much more research is needed, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That May 2017 is recognized as “American Stroke Month” in Florida and that all residents of this state are urged to familiarize themselves with the risk factors, warning signs, and symptoms associated with stroke.

BE IT FURTHER RESOLVED that the residents of this state are encouraged to call 9-1-1 at the first sign of a stroke in order to reduce the devastating effects of stroke and to ensure that Floridians may live stronger, healthier lives.

—was introduced, read, and adopted by publication.

At the request of Senator Flores—

By Senator Flores—

SR 1840—A resolution recognizing May 2017 as “Cystic Fibrosis Awareness Month” in Florida.

WHEREAS, cystic fibrosis is a genetic disease that affects more than 1,400 children and adults in Florida, more than 30,000 children and adults in the United States, and nearly 70,000 children and adults worldwide, and

WHEREAS, cystic fibrosis is triggered by a defective gene that causes the body to produce an abnormally thick, sticky mucus that clogs the lungs, and these secretions produce life-threatening lung infections and obstruct the pancreas, preventing digestive enzymes from reaching the intestines to help break down and absorb food, and

WHEREAS, more than 10 million Americans are symptomless carriers of the cystic fibrosis gene, and the disease occurs in approximately one of every 3,500 live births in the United States, and

WHEREAS, the median age of survival for a person with cystic fibrosis is 41 years, and

WHEREAS, the number of adults with cystic fibrosis has steadily grown, and approximately 900 new cases of the disease are diagnosed each year, and

WHEREAS, 51 percent of persons with cystic fibrosis are 18 years of age and older, and people with cystic fibrosis have a variety of symptoms attributed to the more than 1,800 mutations of the cystic fibrosis gene, and

WHEREAS, infant blood screening to detect genetic defects is the most reliable and least costly method to identify persons likely to have the disease, and

WHEREAS, early diagnosis of cystic fibrosis permits early treatment and enhances quality of life and longevity, and

WHEREAS, clearing mucus from the lungs is an important part of the daily cystic fibrosis treatment regimen, and other types of treatments include inhaled antibiotics and pancreatic enzymes, and

WHEREAS, there are 20 world-class treatment centers in Florida that specialize in the diagnosis and care of persons with cystic fibrosis, and

WHEREAS, a critical component of treating patients with cystic fibrosis includes access to innovative treatments that can play a crucial role in their lives, and

WHEREAS, improving the length and quality of life for people with cystic fibrosis starts with awareness, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That May 2017 is recognized as “Cystic Fibrosis Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

SR 1848—A resolution celebrating the 150th anniversary of the founding of Titusville.

WHEREAS, Titusville was founded in 1867 by Colonel Henry Theodore Titus, who had a vision of building a town stretching down the Indian River, and

WHEREAS, at the time of Col. Titus’s arrival in an area then known as Sand Point, the only sign of the existence of a developing community was a United States Post Office building, and

WHEREAS, Col. Titus and his wife, Mary, donated land for the first courthouse and four churches, laid out many of the town’s streets, and created a link to the outside world by connecting the St. Johns and Indian Rivers by mule-drawn wagons, and

WHEREAS, were it not for Col. Titus’s victory in a challenge match of dominoes against Capt. Clark Rice, Titusville might be known today as “Riceville,” with Sand Point being renamed after that 1873 match as Titusville, and

WHEREAS, the 1880s and 1890s saw the birth of commercial shipments of the famous Indian River Citrus from Dummitt Grove, the establishment of the first bank, two newspapers, a fishing industry, and a railroad connection, and

WHEREAS, Titusville’s growth accelerated during the early 1900s, with the construction of a fire department and the expansion of citywide

infrastructure that enabled citizens to travel to beaches and schools with ease, and

WHEREAS, in 1927, the Arthur Dunn Airpark opened for mail service and emergency landings, and

WHEREAS, the 1950s and 1960s saw the beginning of space exploration from the John F. Kennedy Space Center, which served as the launching point for NASA's first manned lunar landing in 1969, and

WHEREAS, the Merritt Island National Wildlife Refuge and Cavanaugh National Seashore were founded in 1963 and 1975, respectively, to protect some of this state's most valued land and wildlife, and

WHEREAS, an abundance of natural treasures makes Titusville the perfect location for birding, the observation of wildlife, and ecotourism, and

WHEREAS, the City of Titusville's rich history reflects a balance between economic growth, technological advancement, and the support and protection of wildlife and natural resources, and

WHEREAS, the 150th anniversary of the founding of Titusville is being celebrated at a number of sesquicentennial events throughout the year in honor of this milestone, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That this Legislative Body commemorates the 150th anniversary of the founding of the City of Titusville.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the City of Titusville as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

On motion by Senator Simmons—

SB 892—A bill to be entitled An act relating to youthful offenders; amending s. 958.04, F.S.; revising the criteria allowing a court to sentence as a youthful offender a person who is found guilty of, or who pled nolo contendere or guilty to, committing a felony before the person turned 21 years of age; reenacting ss. 958.03(5), 958.045(8)(a), and 985.565(4)(c), F.S., relating to the definition of "youthful offender," the youthful offender basic training program, and classification as a youth offender, respectively, to incorporate the amendment made to s. 958.04, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 892** was placed on the calendar of Bills on Third Reading.

SB 7014—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., relating to an exemption from public records requirements for nonpublished reports or data related to certain studies or research related to citrus fruit, citrus fruit juices, and the products and byproducts thereof which is conducted, caused to be conducted, or funded by the Department of Citrus; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7014**, pursuant to Rule 3.11(3), there being no objection, **HB 7035** was withdrawn from the Committees on Agriculture; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., which provides an exemption from public record requirements for non-published reports or data related to certain studies or research conducted, caused to be conducted, or funded by the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7014** and read the second time by title.

Pursuant to Rule 4.19, **HB 7035** was placed on the calendar of Bills on Third Reading.

SB 1050—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; establishing a memory disorder clinic at Florida Hospital in Orange County; reenacting s. 1004.445(3), F.S., relating to providing assistance to memory disorder clinics, to incorporate the amendment made to s. 430.502, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1050**, pursuant to Rule 3.11(3), there being no objection, **HB 883** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Simmons—

HB 883—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; establishing a memory disorder clinic at Florida Hospital in Orange County; providing an effective date.

—a companion measure, was substituted for **SB 1050** and read the second time by title.

Pursuant to Rule 4.19, **HB 883** was placed on the calendar of Bills on Third Reading.

CS for SB 1156—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive applicability; amending s. 220.222, F.S.; extending the extension to file a corporate return under certain circumstances; providing retroactive applicability; amending s. 220.33, F.S.; revising the filing date for estimated tax under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1156**, pursuant to Rule 3.11(3), there being no objection, **HB 7099** was withdrawn from the Committee on Appropriations.

On motion by Senator Stargel—

HB 7099—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive operation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1156** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (811284) (with title amendment)—Delete lines 30-31 and insert:

Section 2. *The amendments made by this act to s. 220.03, Florida Statutes, apply retroactively to January 1, 2017.*

Section 3. Paragraph (d) of subsection (2) of section 220.222, Florida Statutes, is amended to read:

220.222 Returns; time and place for filing.—

(2)

(d) For taxable years beginning before January 1, 2026, the 6-month time period in paragraphs (a) and (b) shall be 7 months for taxpayers with a taxable year ending June 30 ~~and shall be 5 months for taxpayers with a taxable year ending December 31.~~

Section 4. *The amendment made by this act to s. 220.222, Florida Statutes, applies retroactively to taxable years beginning on or after January 1, 2016.*

Section 5. Present subsection (7) of section 220.33, Florida Statutes, is redesignated as subsection (8), and a new subsection (7) is added to that section, to read:

220.33 Payments of estimated tax.—A taxpayer required to file a declaration of estimated tax pursuant to s. 220.24 shall pay such estimated tax as follows:

(7) *Notwithstanding any administrative rule or determination of the department which allows estimated payments otherwise due on a Saturday, Sunday, or legal holiday to be paid on the next succeeding day that is not a Saturday, Sunday, or legal holiday, any estimated tax payment required under this section which would otherwise be due on the last Saturday or Sunday of June shall be paid on or before the last Friday of June.*

Section 6. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete line 5 and insert: applicability; amending s. 220.222, F.S.; extending the extension to file a corporate return under certain circumstances; providing retroactive applicability; amending s. 220.33, F.S.; revising the filing date for estimated tax under certain circumstances; providing an effective date.

Pursuant to Rule 4.19, **HB 7099**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer, by unanimous consent—

CS for CS for SB 364—A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions to changes made by the act; amending s. 288.8012, F.S.; defining and redefining terms; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the Recovery Fund; requiring a specified percentage of payments made to the state under a specified settlement of litigation related to the Deepwater Horizon oil spill be transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; requiring certain funds to be used for administrative costs; requiring Triumph Gulf Coast, Inc., to ensure that a minimum percentage of funds appropriated for such awards from the trust fund be expended in certain affected counties; providing appropriations; authorizing the transfer of funds in the 2017-2018 fiscal year to be spent in the 2018-2019 fiscal year; requiring interest in the trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the Recovery Fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information before making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill;

specifying that certain conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members serving after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was taken up out of order and read the second time by title.

Pending further consideration of **CS for CS for SB 364**, pursuant to Rule 3.11(3), there being no objection, **HB 7077** was withdrawn from the Committees on Commerce and Tourism; and Rules.

On motion by Senator Gainer—

HB 7077—A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions; amending s. 288.8012, F.S.; providing and revising definitions; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the Recovery Fund; requiring a specified percentage of payments to the state from the Deepwater Horizon lawsuit to be transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; revising provisions concerning the trust account managed by Triumph Gulf Coast, Inc.; requiring interest in the trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the Recovery Fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information prior to making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; requiring Triumph Gulf Coast, Inc., to ensure that a minimum percentage of funds appropriated for such awards from the trust fund be expended in certain affected counties; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; providing appropriations; authorizing appropriations in the 2017-2018 fiscal year to be spent in the 2018-2019 fiscal year; specifying that the conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 364** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Gainer, Broxson, and Montford offered the following amendment which was moved by Senator Broxson and adopted:

Amendment 1 (930210) (with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. Section 288.80, Florida Statutes, is amended to read:

288.80 Short title.—This section and ~~ss. 288.8011-288.8018 ss. 288.8011-288.8017~~ may be cited as the “Gulf Coast Economic Corridor Act.”

Section 2. Section 288.8012, Florida Statutes, is amended to read:

288.8012 Definitions.—As used in ~~ss. 288.8011-288.8018 ss. 288.80-288.8017~~, the term:

(1) “Awardee” means a person, organization, or local government granted an award of funds *as authorized in s. 288.8017* ~~from the Recovery Fund~~ for a project or program.

(2) “Department” means the Department of Economic Opportunity.

(3)(2) “Disproportionately affected county” means Bay County, Escambia County, Franklin County, Gulf County, Okaloosa County, Santa Rosa County, Walton County, or Wakulla County.

(3) “Earnings” means all the income generated by investments and interest.

(4) “Settlement agreement” means the agreement entitled “Settlement Agreement Between the Gulf States and the BP Entities with Respect to Economic and Other Claims Arising from the Deepwater Horizon Incident,” which was entered into on October 5, 2015, in the case styled *In re: Oil Spill by the Oil Rig “Deepwater Horizon” in the Gulf of Mexico, on April 20, 2010, MDL 2179 in the United States District Court for the Eastern District of Louisiana “Recovery Fund”* means a trust account established by Triumph Gulf Coast, Inc., for the benefit of the disproportionately affected counties.

Section 3. Section 288.8013, Florida Statutes, is amended to read:

288.8013 Triumph Gulf Coast, Inc.; ~~Recovery Fund~~; creation; funding; investment.—

(1) There is created ~~within the department of Economic Opportunity~~ a nonprofit corporation, to be known as Triumph Gulf Coast, Inc., which shall be registered, incorporated, organized, and operated in compliance with chapter 617, and which is not a unit or entity of state government. ~~Triumph Gulf Coast, Inc., may receive, hold, invest, and administer the Recovery Fund in support of this act. Triumph Gulf Coast, Inc., is a separate budget entity and is not subject to control, supervision, or direction by the department of Economic Opportunity in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, and budgetary matters.~~

(2) ~~Seventy-five percent of all payments to the state pursuant to the settlement agreement shall be transferred immediately by the Chief Financial Officer from the General Revenue Fund to the Triumph Gulf Coast Trust Fund. Triumph Gulf Coast, Inc., must create and administer the Recovery Fund for the benefit of the disproportionately affected counties. The principal of the fund shall derive from 75 percent of all funds recovered by the Attorney General for economic damage to the state resulting from the Deepwater Horizon disaster, after payment of reasonable and necessary attorney fees, costs, and expenses, including such attorney fees, costs, and expenses pursuant to s. 16.0155.~~

(a) ~~Such funds are appropriated to Triumph Gulf Coast, Inc., and shall be released by the department for deposit into the trust account established by Triumph Gulf Coast, Inc., pursuant to subsection (3) as follows:~~

1. ~~Seventy-five percent of the moneys received by the state pursuant to the settlement agreement on or before July 1, 2017, shall be immediately released to Triumph Gulf Coast, Inc.~~

2. ~~Seventy-five percent of the moneys received by the state pursuant to the settlement agreement after July 1, 2017, shall be released to Triumph Gulf Coast, Inc., no later than 30 days after such funds are transferred to the Triumph Gulf Coast Trust Fund.~~

(b) ~~Triumph Gulf Coast, Inc., shall make awards for projects or programs within the geographic boundaries of each disproportionately affected county based on the following minimum allocations:~~

1. ~~At least 40 percent of the moneys transferred to Triumph Gulf Coast, Inc., pursuant to subparagraph (a)1., must be allocated equally among the eight disproportionately affected counties based on a minimum allocation of at least 5 percent per county.~~

2. ~~For each transfer of funds to Triumph Gulf Coast, Inc., pursuant to subparagraph (a)2., at least 32 percent of the moneys must be allocated equally among the eight disproportionately affected counties based on a minimum allocation of at least 4 percent per county.~~

(c) ~~Each board of county commissioners shall solicit proposed projects and programs from other elected local governing boards within the county and shall provide Triumph Gulf Coast, Inc., with a list of proposed projects and programs located within its county. The submitted list of proposed projects and programs must include projects and programs submitted by other elected local governing boards and projects and programs recommended by the board of county commissioners.~~

(d) ~~Any remaining funds shall be allocated by Triumph Gulf Coast, Inc., for administrative costs and to make awards pursuant to s. 288.8017. Administrative costs may not exceed 0.75 percent of the funds released to Triumph Gulf Coast, Inc.~~

(3) ~~The Recovery Fund must be maintained as a long-term and stable source of revenue, which shall decline over a 30-year period in equal amounts each year. Triumph Gulf Coast, Inc., shall establish a trust account at a federally insured financial institution to hold funds received from the Triumph Gulf Coast Trust Fund and make deposits and payments. Interest earned in the trust account shall be deposited monthly into the Triumph Gulf Coast Trust Fund. Triumph Gulf Coast, Inc., may invest surplus funds in the Local Government Surplus Funds Trust Fund, pursuant to s. 218.407, and interest earned, net of fees, shall be transferred monthly into the Triumph Gulf Coast Trust Fund. Earnings generated by investments and interest of the fund, plus the amount of principal available each year, shall be available to make awards pursuant to this act and pay administrative costs. Earnings shall be accounted for separately from principal funds set forth in subsection (2). Administrative costs may be limited to 2.25 percent of the earnings in a calendar year. Administrative costs include payment of investment fees, travel and per diem expenses of board members, audits, salary or other costs for employed or contracted staff, including required staff under s. 288.8014(9), and other allowable costs. The annual salary for any employee or contracted staff may not exceed \$130,000 and associated benefits may not exceed 35 percent of salary. Any funds remaining in the Recovery Fund after 30 years shall revert to the State Treasury.~~

(4) ~~Triumph Gulf Coast, Inc., shall invest and reinvest the principal of the Recovery Fund in accordance with s. 617.2104, in such a manner not to subject the funds to state or federal taxes, and consistent with an investment policy statement adopted by the corporation.~~

(a) ~~The board of directors shall formulate an investment policy governing the investment of the principal of the Recovery Fund. The policy shall pertain to the types, kinds, or nature of investment of any of the funds, and any limitations, conditions or restrictions upon the methods, practices, or procedures for investment, reinvestments, purchases, sales, or exchange transactions, provided such policies shall not conflict with nor be in derogation of any state constitutional provision or law. The policy shall be formulated with the advice of the financial advisor in consultation with the State Board of Administration.~~

(b) ~~Triumph Gulf Coast, Inc., must competitively procure one or more money managers, under the advice of the financial advisor in consultation with the State Board of Administration, to invest the principal of the Recovery Fund. The applicant manager or managers may not include representatives from the financial institution housing the trust account for the Recovery Fund. The applicant manager or managers must present a plan to invest the Recovery Fund to maximize earnings while prioritizing the preservation of Recovery Fund principal. Any agreement with a money manager must be reviewed by Triumph Gulf Coast, Inc., for continuance at least every 5 years. Plans should include investment in technology and growth businesses domiciled in, or that will be domiciled in, this state or businesses whose principal address is in this state.~~

(c) ~~Costs and fees for investment services shall be deducted from the earnings as administrative costs. Fees for investment services shall be no greater than 150 basis points.~~

(d) ~~Annually, Triumph Gulf Coast, Inc., shall cause an audit to be conducted of the investment of the Recovery Fund by the independent certified public accountant retained in s. 288.8014. The expense of such audit shall be paid from earnings for administrative purposes.~~

(4)(5) ~~Triumph Gulf Coast, Inc., shall report on June 30 and December 30 of each year to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the financial status of the Recovery Fund and its investments, the established priorities; the project and program selection process, including a list of all submitted projects and programs and reasons for approval or denial; and the status of all approved awards.~~

(5)(6) ~~The Auditor General shall conduct an operational audit of the Recovery Fund and Triumph Gulf Coast, Inc., annually. Triumph Gulf Coast, Inc., shall provide to the Auditor General any detail or supplemental data required.~~

Section 4. Subsections (2), (3), (4), (7), and (9) of section 288.8014, Florida Statutes, are amended to read:

288.8014 Triumph Gulf Coast, Inc.; organization; board of directors.—

(2) Triumph Gulf Coast, Inc., shall *initially* be governed by a *five-member* ~~5-member~~ board of directors. Each of the Trustees of the State Board of Administration, the President of the Senate, and the Speaker of the House of Representatives shall each appoint one member from the private sector. *As of the effective date of this act, the number of board members is increased to seven, with the President of the Senate and the Speaker of the House of Representatives each appointing an additional member from the private sector in one of the four least populous disproportionately affected counties, as identified by the United States Census Bureau in its April 2016 estimates of county populations, to ensure that two such counties are represented on the board.* The board of directors shall annually elect a chairperson from among the board's members. The chairperson may be removed by a majority vote of the members. His or her successor shall be elected to serve for the balance of the removed chairperson's term. The chairperson is responsible to ensure records are kept of the proceedings of the board of directors and is the custodian of all books, documents, and papers filed with the board; the minutes of meetings of the board; and the official seal of Triumph Gulf Coast, Inc.

(3) Notwithstanding s. 20.052(4)(c), each initial appointment to the board of directors by the Board of Trustees of the State Board of Administration shall serve for a term that ends 4 years after the Legislature appropriates funds to *Triumph Gulf Coast, Inc. the Recovery Fund.* To achieve staggered terms among the members of the board, each initial appointment to the board of directors by the President of the Senate and the Speaker of the House of Representatives shall serve for a term that ends 5 years after the Legislature appropriates funds to *Triumph Gulf Coast, Inc. the Recovery Fund.* Thereafter, each member of the board of directors shall serve for a term of 4 years. A member is not eligible for reappointment to the board, ~~except~~, however, any member appointed to fill a vacancy for a term of 2 years or less may be reappointed for an additional term of 4 years. ~~The initial appointments to the board must be made by November 15, 2013.~~ Vacancies on the board of directors shall be filled by the officer who originally appointed the member. A vacancy that occurs before the scheduled expiration of the term of the member shall be filled for the remainder of the unexpired term.

(4) The Legislature determines that it is in the public interest for the members of the board of directors to be subject to the requirements of ss. 112.313, 112.3135, and 112.3143, notwithstanding the fact that the board members are not public officers or employees. For purposes of those sections, the board members shall be considered to be public officers or employees. In addition to the postemployment restrictions of s. 112.313(9), a person appointed to the board of directors must agree to refrain from having any direct interest in any contract, franchise, privilege, project, program, or other benefit arising from an award by Triumph Gulf Coast, Inc., during the term of his or her appointment and for 6 ½ years after the termination of such appointment. It is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, for a person to accept appointment to the board of directors in violation of this subsection or to accept a direct interest in any contract, franchise, privilege, project, program, or other benefit granted by Triumph Gulf Coast, Inc., to an awardee within 6 ½ years after the termination of his or her service on the board. Further, each member of the board of directors who is not otherwise required to file financial disclosure under s. 8, Art. II of the State Constitution or s. 112.3144 shall file disclosure of financial interests under s. 112.3145.

(7) The board of directors shall meet at least quarterly, upon the call of the chairperson or at the request of a majority of the membership, to ~~review the Recovery Fund,~~ establish and review priorities for economic recovery, *diversification, and enhancement of the* disproportionately affected counties, and determine use of *funds* ~~the earnings~~ available. A majority of the members of the board of directors constitutes a quorum. Members may not vote by proxy.

(9)(a) Triumph Gulf Coast, Inc., is permitted to hire or contract for all staff necessary to the proper execution of its powers and duties to implement this act. The corporation is required to retain:

1. An independent certified public accountant licensed in this state pursuant to chapter 473 to inspect the records of and to annually audit the expenditure of *funds* ~~the earnings and available principal~~ disbursed by Triumph Gulf Coast, Inc.

~~2. An independent financial advisor to assist Triumph Gulf Coast, Inc., in the development and implementation of a strategic plan consistent with the requirements of this act.~~

~~3. An economic advisor who will assist in the award process, including the development of priorities, allocation decisions, and the application and process; will assist the board in determining eligibility of award applications and the evaluation and scoring of applications; and will assist in the development of award documentation.~~

2.4. A legal advisor with expertise in not-for-profit ~~investing and~~ contracting and who is a member of The Florida Bar to assist with contracting and carrying out the intent of this act.

(b) ~~All Triumph Gulf Coast, Inc., shall require all~~ employees of the corporation ~~shall~~ to comply with the code of ethics for public employees under part III of chapter 112. Retained staff under paragraph (a) must agree to refrain from having any direct interest in any contract, franchise, privilege, project, program, or other benefit arising from an award of *funds* by Triumph Gulf Coast, Inc., during the term of his or her appointment and for 6 ½ years after the termination of such appointment.

~~(c) Retained staff under paragraph (a) shall be available to consult with the board of directors and shall attend meetings of the board of directors. These individuals shall not be permitted to vote on any matter before the board.~~

Section 5. Subsection (2) of section 288.8015, Florida Statutes, is amended to read:

288.8015 Board of directors; powers.—In addition to the powers and duties prescribed in chapter 617 and the articles and bylaws adopted in compliance with that chapter, the board of directors may:

(2) Make expenditures including any necessary administrative expenditure ~~from earnings~~ consistent with its powers.

Under no circumstances may the credit of the State of Florida be pledged on behalf of Triumph Gulf Coast, Inc.

Section 6. Subsection (4) of section 288.8016, Florida Statutes, is amended to read:

288.8016 Triumph Gulf Coast, Inc.; duties.—Triumph Gulf Coast, Inc., shall have the following duties:

(4) Operate in a transparent manner, providing public access to information, notice of meetings, awards, and the status of projects and programs. To this end, Triumph Gulf Coast, Inc., shall maintain a website that provides public access to this information. *At least 14 calendar days before approving an award pursuant to s. 288.8017, Triumph Gulf Coast, Inc., shall publish on the website a summary of the project or program and indicate its intent to approve the award.*

Section 7. Section 288.8017, Florida Statutes, is amended to read:

288.8017 Awards.—

(1) Triumph Gulf Coast, Inc., shall make awards from available ~~funds earnings and principal derived under s. 288.8013(2)~~ to projects or programs that meet the priorities for economic recovery, diversification, and enhancement of the disproportionately affected counties, ~~notwithstanding s. 377.43.~~ Awards may be provided for:

(a) Ad valorem tax *rate* reduction within disproportionately affected counties;

~~(b) Payment of impact fees adopted pursuant to s. 163.31801 and imposed within disproportionately affected counties;~~

~~(c) Administrative funding for economic development organizations located within the disproportionately affected counties;~~

~~(b)(d)~~ Local match requirements of s. 288.0655 ~~ss. 288.0655, 288.0659, 288.1045, and 288.106~~ for projects in the disproportionately affected counties;

~~(e)~~ Economic development projects in the disproportionately affected counties;

~~(c)(f)~~ Public infrastructure projects for construction, expansion, or maintenance which ~~that~~ are shown to enhance economic recovery, diversification, and enhancement of development in the disproportionately affected counties;

~~(d)(g)~~ Grants to local governments in the disproportionately affected counties to establish and maintain equipment and trained personnel for local action plans of response to respond to disasters, such as plans created for the Coastal Impacts Assistance Program;

~~(e)(h)~~ Grants to support programs of excellence that prepare students for future occupations and careers at K-20 institutions that have ~~home~~ campuses in the disproportionately affected counties. Eligible programs include those that increase students' technology skills and knowledge; encourage industry certifications; provide rigorous, alternative pathways for students to meet high school graduation requirements; strengthen career readiness initiatives; fund high-demand programs of emphasis at the bachelor's and master's level designated by the Board of Governors; and, similar to or the same as talent retention programs created by the Chancellor of the State University System and the Commission of Education, encourage students with interest or aptitude for science, technology, engineering, mathematics, and medical disciplines to pursue postsecondary education at a state university or a Florida College System institution within the disproportionately affected counties; ~~and~~

~~(f)~~ Grants to support programs that provide participants in the disproportionately affected counties with transferrable, sustainable workforce skills that are not confined to a single employer; and

~~(g)(i)~~ Grants to the tourism entity created under s. 288.1226 for the purpose of advertising and promoting tourism ~~and~~, Fresh From Florida, and grants to promote workforce and infrastructure, ~~or related content~~ on behalf of ~~one or~~ all of the disproportionately affected counties.

(2) Triumph Gulf Coast, Inc., shall establish an application procedure for awards and a scoring process for the selection of projects and programs that have the potential to generate increased economic activity in the disproportionately affected counties, giving priority to projects and programs that:

(a) Generate maximum estimated economic benefits, based on tools and models not generally employed by economic input-output analyses, including cost-benefit, return-on-investment, or dynamic scoring techniques to determine how the long-term economic growth potential of the disproportionately affected counties may be enhanced by the investment.

(b) Increase household income in the disproportionately affected counties above national average household income.

~~(c)~~ Expand high growth industries or establish new high growth industries in the region.

~~1. Industries that are supported must have strong growth potential in the disproportionately affected counties.~~

~~2. An industry's growth potential is defined based on a detailed review of the current industry trends nationally and the necessary supporting asset base for that industry in the disproportionately affected counties region.~~

~~(c)(d)~~ Leverage or further enhance key regional assets, including educational institutions, research facilities, and military bases.

~~(d)(e)~~ Partner with local governments to provide funds, infrastructure, land, or other assistance for the project.

~~(f)~~ Have investment commitments from private equity or private venture capital funds.

~~(g)~~ Provide or encourage seed stage investments in start-up companies.

~~(h)~~ Provide advice and technical assistance to companies on restructuring existing management, operations, or production to attract advantageous business opportunities.

~~(e)(i)~~ Benefit the environment, in addition to the economy.

~~(f)(j)~~ Provide outcome measures for programs of excellence support, including terms of intent and metrics.

~~(g)(k)~~ Partner with K-20 educational institutions or school districts located within the disproportionately affected counties as of January 1, 2017.

~~(h)~~ Are recommended by the board of county commissioners of the county in which the project or program will be located.

~~(i)(l)~~ Partner with convention and visitor bureaus, tourist development councils, or chambers of commerce located within the disproportionately affected counties.

(3) Triumph Gulf Coast, Inc., may make awards as applications are received or may establish application periods for selection. Awards may not be used to finance 100 percent of any project or program. Triumph Gulf Coast, Inc., may require a one-to-one private-sector match or higher for an award, if applicable and deemed prudent by the board of directors. An awardee may not receive all of the funds ~~earnings or~~ available ~~principal~~ in any given year. An award may supplement but may not supplant existing funding sources.

(4) A contract executed by Triumph Gulf Coast, Inc., with an awardee must include provisions requiring a performance report on the contracted activities, must account for the proper use of funds provided under the contract, and must include provisions for recovery of awards in the event the award was based upon fraudulent information or the awardee is not meeting the performance requirements of the award. Awardees must regularly report to Triumph Gulf Coast, Inc., the expenditure of funds and the status of the project or program on a schedule determined by the corporation.

Section 8. *Section 377.43, Florida Statutes, is repealed.*

Section 9. *The revision made by this act to s. 288.8014(4), Florida Statutes, applies only to persons who are appointed to serve on the board of directors of Triumph Gulf Coast, Inc., on or after July 1, 2017.*

Section 10. *The Division of Law Revision and Information is directed to replace the phrase "the effective date of this act" where it occurs in this act with the date this act takes effect.*

Section 11. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions to changes made by the act; amending s. 288.8012, F.S.; defining and redefining terms; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the recovery fund; requiring a specified percentage of payments made to the state under a specified settlement of litigation related to the Deepwater Horizon oil spill be immediately transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; providing an appropriation and for the transfer of funds; providing requirements for the allocation of funds; requiring Triumph Gulf Coast, Inc., to make awards for projects or programs within disproportionately affected counties based on specified minimum allocations; requiring each board of county commissioners for such counties to solicit certain projects and programs from certain elected local governing boards; requiring such boards of county commissioners to provide Triumph Gulf Coast, Inc., with a list of projects and programs that are consistent with certain awards and priorities; providing a requirement for the list; providing for the disposition of any remaining funds; limiting administrative costs; requiring interest in the Triumph Gulf Coast, Inc., trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; limiting the annual salary of employees or contracted staff of Triumph Gulf Coast,

Inc.; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the recovery fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information before making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; specifying that certain conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members appointed on or after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

On motion by Senator Gainer, by two-thirds vote, **HB 7077**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rouson
Benacquisto	Galvano	Simmons
Book	Garcia	Simpson
Bracy	Gibson	Stargel
Bradley	Grimsley	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

Vote after roll call:

Yea—Hutson

Consideration of **CS for CS for SB 680** was deferred.

On motion by Senator Flores, by unanimous consent—

SB 2518—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

—was taken up out of order and read the second time by title.

Pending further consideration of **SB 2518**, pursuant to Rule 3.11(3), there being no objection, **HB 7079** was withdrawn from the Committees on Commerce and Tourism; and Rules.

On motion by Senator Flores—

HB 7079—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

—a companion measure, was substituted for **SB 2518** and read the second time by title.

On motion by Senator Flores, by two-thirds vote, **HB 7079** was read the third time by title, passed by the required constitutional three-fifths vote of the membership, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	
Farmer	Powell	

Nays—None

On motion by Senator Baxley—

CS for CS for SB 680—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; prohibiting a person or entity that charges a fee for facilitating the release of a defendant through the posting of a cash bond from using the term “bail” in advertisements and printed materials posted in a jail; requiring a certain disclaimer in such materials; deleting a provision relating to circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.28, F.S.; revising the amount of forfeiture to be remitted under specified conditions; amending s. 903.31, F.S.; specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 680** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1012**, **CS for SB 1014**, and **SB 1252** was deferred.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

Consideration of **CS for SB 1670** was deferred.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

CS for SB 48—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 48**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 6515** was withdrawn from the Committee on Appropriations.

On motion by Senator Braynon—

CS for CS for HB 6515—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 48** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 6515** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 190** was deferred.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING, continued

CS for CS for CS for HB 785—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; directing the Agency for Health Care Administration to include hospitals that meet the criteria for acute stroke ready centers on a list of stroke centers; creating s. 395.30381, F.S.; requiring the Department of Health to contract with a private entity to establish and maintain a statewide stroke registry, subject to an appropriation; requiring stroke centers to provide certain information to the statewide stroke registry; requiring the contracted entity to use a nationally recognized platform to collect data; requiring the contracted entity to provide reports to the department on stroke performance measures; providing immunity from liability under certain circumstances; amending s. 395.3041, F.S.; conforming a provision and deleting obsolete dates; providing an effective date.

—was read the third time by title.

On motion by Senator Powell, **CS for CS for CS for HB 785** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	
Farmer	Powell	

Nays—None

CS for HB 493—A bill to be entitled An act relating to enhanced safety for school crossings; requiring the Department of Transportation to evaluate the viability and cost of a uniform system of high-visibility markings and signage for designation of safe school crossings, subject to certain requirements; authorizing the department to consider in its evaluation implementation of new technology or innovations that en-

hance pedestrian and crosswalk visibility; requiring a report; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for HB 493** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Vote after roll call:

Yea—Broxson

CS for CS for SB 1682—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an officer, director, or manager of a condominium association from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association or billed to the association; providing that use of such a debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing direction to the Department of Business and Professional Regulation; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time a recalled board member has to turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association's foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosure;

authorizing a contract with a party providing maintenance or management services to be canceled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable if they do not meet specified notice requirements and terminate, subject to a certain condition; defining the term “relative”; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 1682**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1237** was withdrawn from the Committees on Judiciary; Regulated Industries; and Rules.

On motion by Senator Garcia, by two-thirds vote—

CS for CS for HB 1237—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member’s authorized representative; providing that a renter of a unit has a right to inspect and copy the association’s bylaws and rules; providing requirements relating to the posting of specified documents on an association’s website; providing a remedy for an association’s failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing a directive to the Department of Business and Professional Regulation; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time in which a recalled board member must turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider that is owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the department from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association’s foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosure; authorizing a contract with a party providing maintenance or management services to be cancelled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable and requiring the termination of such contracts under certain conditions; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner

whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1682** and read the second time by title.

On motion by Senator Garcia, by two-thirds vote, **CS for CS for HB 1237** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Lee	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	
Farmer	Powell	

Nays—None

HJR 7105—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 37 of Article XII of the State Constitution to increase the homestead exemption by exempting the assessed valuation of homestead property greater than \$75,000 and up to \$100,000 for all levies other than school district levies, and to provide an effective date.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 6 of Article VII and the creation of Section 37 of Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII

FINANCE AND TAXATION

SECTION 6. Homestead exemptions.—

(a) Every person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, or another legally or naturally dependent upon the owner, shall be exempt from taxation thereon, except assessments for special benefits, up to the assessed valuation of twenty-five thousand dollars and, for all levies other than school district levies, on the assessed valuation greater than fifty thousand dollars and up to ~~one hundred~~ ~~seventy-five~~ ~~thousand~~ ~~dollars~~, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner’s or member’s proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years. The exemption shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This exemption is repealed on the effective date of any amendment to this Article which provides for the assessment of homestead property at less than just value.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(d) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant either or both of the following additional homestead tax exemptions:

(1) An exemption not exceeding fifty thousand dollars to a person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age sixty-five, and whose household income, as defined by general law, does not exceed twenty thousand dollars; or

(2) An exemption equal to the assessed value of the property to a person who has the legal or equitable title to real estate with a just value less than two hundred and fifty thousand dollars, as determined in the first tax year that the owner applies and is eligible for the exemption, and who has maintained thereon the permanent residence of the owner for not less than twenty-five years, who has attained age sixty-five, and whose household income does not exceed the income limitation prescribed in paragraph (1).

The general law must allow counties and municipalities to grant these additional exemptions, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

(e) Each veteran who is age 65 or older who is partially or totally permanently disabled shall receive a discount from the amount of the ad valorem tax otherwise owed on homestead property the veteran owns and resides in if the disability was combat related and the veteran was honorably discharged upon separation from military service. The discount shall be in a percentage equal to the percentage of the veteran's permanent, service-connected disability as determined by the United States Department of Veterans Affairs. To qualify for the discount granted by this subsection, an applicant must submit to the county property appraiser, by March 1, an official letter from the United States Department of Veterans Affairs stating the percentage of the veteran's service-connected disability and such evidence that reasonably identifies the disability as combat related and a copy of the veteran's honorable discharge. If the property appraiser denies the request for a discount, the appraiser must notify the applicant in writing of the reasons for the denial, and the veteran may reapply. The Legislature may, by general law, waive the annual application requirement in subsequent years. This subsection is self-executing and does not require implementing legislation.

(f) By general law and subject to conditions and limitations specified therein, the Legislature may provide ad valorem tax relief equal to the total amount or a portion of the ad valorem tax otherwise owed on homestead property to:

(1) The surviving spouse of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

(2) The surviving spouse of a first responder who died in the line of duty.

(3) A first responder who is totally and permanently disabled as a result of an injury or injuries sustained in the line of duty. Causal connection between a disability and service in the line of duty shall not be presumed but must be determined as provided by general law. For purposes of this paragraph, the term "disability" does not include a chronic condition or chronic disease, unless the injury sustained in the line of duty was the sole cause of the chronic condition or chronic disease.

As used in this subsection and as further defined by general law, the term "first responder" means a law enforcement officer, a correctional officer, a firefighter, an emergency medical technician, or a paramedic, and the term "in the line of duty" means arising out of and in the actual performance of duty required by employment as a first responder.

ARTICLE XII

SCHEDULE

SECTION 37. Increased homestead exemption.—This section and the amendment to Section 6 of Article VII increasing the homestead exemption by exempting the assessed valuation of homestead property greater than \$75,000 and up to \$100,000 for all levies other than school district levies shall take effect January 1, 2019.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 6

ARTICLE XII, SECTION 37

INCREASED HOMESTEAD PROPERTY TAX EXEMPTION.—Proposing an amendment to the State Constitution to increase the homestead exemption by exempting the assessed valuation of homestead property greater than \$75,000 and up to \$100,000 for all levies other than school district levies. The amendment shall take effect January 1, 2019.

—as amended April 28, was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gibson moved the following amendment which failed to receive the required two-thirds vote:

Amendment 2 (822134) (with ballot and title amendments)—Delete lines 28-128 and insert:

dollars and up to seventy-five thousand dollars, *and on the assessed valuation greater than one hundred thousand dollars and up to one hundred twelve thousand five hundred dollars*, upon establishment of right thereto in the manner prescribed by law. The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years. The exemption shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This exemption is repealed on the effective date of any amendment to this Article which provides for the assessment of homestead property at less than just value.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(d) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant either or both of the following additional homestead tax exemptions:

(1) An exemption not exceeding fifty thousand dollars to a person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age sixty-five, and whose household income, as defined by general law, does not exceed twenty thousand dollars; or

(2) An exemption equal to the assessed value of the property to a person who has the legal or equitable title to real estate with a just value less than two hundred and fifty thousand dollars, as determined in the first tax year that the owner applies and is eligible for the exemption, and who has maintained thereon the permanent residence of

the owner for not less than twenty-five years, who has attained age sixty-five, and whose household income does not exceed the income limitation prescribed in paragraph (1).

The general law must allow counties and municipalities to grant these additional exemptions, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

(e) Each veteran who is age 65 or older who is partially or totally permanently disabled shall receive a discount from the amount of the ad valorem tax otherwise owed on homestead property the veteran owns and resides in if the disability was combat related and the veteran was honorably discharged upon separation from military service. The discount shall be in a percentage equal to the percentage of the veteran's permanent, service-connected disability as determined by the United States Department of Veterans Affairs. To qualify for the discount granted by this subsection, an applicant must submit to the county property appraiser, by March 1, an official letter from the United States Department of Veterans Affairs stating the percentage of the veteran's service-connected disability and such evidence that reasonably identifies the disability as combat related and a copy of the veteran's honorable discharge. If the property appraiser denies the request for a discount, the appraiser must notify the applicant in writing of the reasons for the denial, and the veteran may reapply. The Legislature may, by general law, waive the annual application requirement in subsequent years. This subsection is self-executing and does not require implementing legislation.

(f) By general law and subject to conditions and limitations specified therein, the Legislature may provide ad valorem tax relief equal to the total amount or a portion of the ad valorem tax otherwise owed on homestead property to:

(1) The surviving spouse of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

(2) The surviving spouse of a first responder who died in the line of duty.

(3) A first responder who is totally and permanently disabled as a result of an injury or injuries sustained in the line of duty. Causal connection between a disability and service in the line of duty shall not be presumed but must be determined as provided by general law. For purposes of this paragraph, the term "disability" does not include a chronic condition or chronic disease, unless the injury sustained in the line of duty was the sole cause of the chronic condition or chronic disease.

As used in this subsection and as further defined by general law, the term "first responder" means a law enforcement officer, a correctional officer, a firefighter, an emergency medical technician, or a paramedic, and the term "in the line of duty" means arising out of and in the actual performance of duty required by employment as a first responder.

ARTICLE XII SCHEDULE

SECTION 37. Increased homestead exemption.—This section and the amendment to Section 6 of Article VII increasing the homestead exemption by exempting the assessed valuation of homestead property greater than \$100,000 and up to \$112,500 for

And the ballot statement is amended as follows:

Delete line 139 and insert: property greater than \$100,000 and up to \$112,500 for all levies

And the title is amended as follows:

Delete lines 6-7 and insert: valuation of homestead property greater than \$100,000 and up to \$112,500 for all levies other than school

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment which failed to receive the required two-thirds vote:

Amendment 3 (959058) (with ballot and title amendments)—Delete lines 28-129 and insert:

dollars and up to seventy-five thousand dollars, *and, except as otherwise provided in this subsection, on the assessed valuation greater than one hundred thousand dollars and up to one hundred twenty-five thousand dollars*, upon establishment of right thereto in the manner prescribed by law. *By general law and subject to the conditions specified therein, the Legislature must implement, but may modify the amount and effect of, the exemption on the assessed valuation greater than one hundred thousand dollars; such general law must also permit counties, municipalities, and special districts upon majority vote of the governing board to opt out of implementing such exemption on the assessed valuation greater than one hundred thousand dollars.* The real estate may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight years. The exemption shall not apply with respect to any assessment roll until such roll is first determined to be in compliance with the provisions of section 4 by a state agency designated by general law. This exemption is repealed on the effective date of any amendment to this Article which provides for the assessment of homestead property at less than just value.

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which the interest in the corporation bears to the assessed value of the property.

(c) By general law and subject to conditions specified therein, the Legislature may provide to renters, who are permanent residents, ad valorem tax relief on all ad valorem tax levies. Such ad valorem tax relief shall be in the form and amount established by general law.

(d) The legislature may, by general law, allow counties or municipalities, for the purpose of their respective tax levies and subject to the provisions of general law, to grant either or both of the following additional homestead tax exemptions:

(1) An exemption not exceeding fifty thousand dollars to a person who has the legal or equitable title to real estate and maintains thereon the permanent residence of the owner, who has attained age sixty-five, and whose household income, as defined by general law, does not exceed twenty thousand dollars; or

(2) An exemption equal to the assessed value of the property to a person who has the legal or equitable title to real estate with a just value less than two hundred and fifty thousand dollars, as determined in the first tax year that the owner applies and is eligible for the exemption, and who has maintained thereon the permanent residence of the owner for not less than twenty-five years, who has attained age sixty-five, and whose household income does not exceed the income limitation prescribed in paragraph (1).

The general law must allow counties and municipalities to grant these additional exemptions, within the limits prescribed in this subsection, by ordinance adopted in the manner prescribed by general law, and must provide for the periodic adjustment of the income limitation prescribed in this subsection for changes in the cost of living.

(e) Each veteran who is age 65 or older who is partially or totally permanently disabled shall receive a discount from the amount of the ad valorem tax otherwise owed on homestead property the veteran owns and resides in if the disability was combat related and the veteran was honorably discharged upon separation from military service. The discount shall be in a percentage equal to the percentage of the veteran's permanent, service-connected disability as determined by the United States Department of Veterans Affairs. To qualify for the discount granted by this subsection, an applicant must submit to the county property appraiser, by March 1, an official letter from the United States Department of Veterans Affairs stating the percentage of the veteran's service-connected disability and such evidence that reasonably identifies the disability as combat related and a copy of the veteran's honor-

able discharge. If the property appraiser denies the request for a discount, the appraiser must notify the applicant in writing of the reasons for the denial, and the veteran may reapply. The Legislature may, by general law, waive the annual application requirement in subsequent years. This subsection is self-executing and does not require implementing legislation.

(f) By general law and subject to conditions and limitations specified therein, the Legislature may provide ad valorem tax relief equal to the total amount or a portion of the ad valorem tax otherwise owed on homestead property to:

(1) The surviving spouse of a veteran who died from service-connected causes while on active duty as a member of the United States Armed Forces.

(2) The surviving spouse of a first responder who died in the line of duty.

(3) A first responder who is totally and permanently disabled as a result of an injury or injuries sustained in the line of duty. Causal connection between a disability and service in the line of duty shall not be presumed but must be determined as provided by general law. For purposes of this paragraph, the term "disability" does not include a chronic condition or chronic disease, unless the injury sustained in the line of duty was the sole cause of the chronic condition or chronic disease.

As used in this subsection and as further defined by general law, the term "first responder" means a law enforcement officer, a correctional officer, a firefighter, an emergency medical technician, or a paramedic, and the term "in the line of duty" means arising out of and in the actual performance of duty required by employment as a first responder.

ARTICLE XII
SCHEDULE

SECTION 37. Increased homestead exemption.—This section and the amendment to Section 6 of Article VII increasing the homestead exemption by exempting the assessed valuation of homestead property greater than \$100,000 and up to \$125,000 for all levies other than school district levies, but authorizing the Legislature to modify the amount and effect of such increase by general law and requiring such general law to permit counties, municipalities, and special districts by majority vote of the governing board to opt out of implementing such increase, shall take effect

And the ballot statement is amended as follows:

Delete lines 137-140 and insert: amendment to the State Constitution to exempt the assessed valuation of homestead property greater than \$100,000 and up to \$125,000, except for school district taxes. The Legislature may modify the amount and effect of this exemption increase, and governing boards of counties, municipalities, and special districts may opt out of implementing this exemption increase by majority vote. The amendment shall take

And the title is amended as follows:

Delete lines 6-8 and insert: valuation of homestead property greater than \$100,000 and up to \$125,000 for all levies other than school district levies, but authorizing the Legislature to modify the amount and effect of such increase by general law and requiring such general law to permit counties, municipalities, and special districts by majority vote of the governing board to opt out of implementing such increase, and to provide an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Rouson moved the following amendment which failed to receive the required two-thirds vote:

Amendment 4 (534662) (with ballot amendment)—Delete line 130 and insert:
January 1, 2022.

And the ballot statement is amended as follows:

Delete line 141 and insert: effect January 1, 2022.

On motion by Senator Lee, **HJR 7105**, as amended, was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bradley	Lee	Steube
Brandes	Mayfield	Stewart
Broxson	Montford	Young
Campbell	Passidomo	
Flores	Perry	

Nays—10

Bracy	Gibson	Thurston
Braynon	Latvala	Torres
Clemens	Powell	
Farmer	Rader	

HB 7107—A bill to be entitled An act relating to homestead exemption implementation; amending s. 196.031, F.S.; increasing the homestead exemption from all taxes other than school district taxes; amending s. 200.065, F.S.; specifying calculation of the rolled-back rate for purposes of the 2019 tax roll; providing a repeal date; amending s. 218.125, F.S.; requiring the Legislature to appropriate moneys to offset reductions in tax revenues in certain fiscally constrained counties resulting from increased exemptions; providing a contingent effective date.

—as amended April 28, was read the third time by title.

On motion by Senator Lee, **HB 7107**, as amended, was passed by the required constitutional two-thirds vote of the membership and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Flores	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bracy	Lee	Steube
Bradley	Mayfield	Stewart
Brandes	Montford	Young
Broxson	Passidomo	
Campbell	Perry	

Nays—9

Braynon	Gibson	Rader
Clemens	Latvala	Thurston
Farmer	Powell	Torres

Vote after roll call:

Yea—Gainer

SB 862—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S., and reenacting subsection (3), relating to a public records exemption for information regarding voters and voter registration; 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 a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 862** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gainer	Rader
Baxley	Galvano	Rodriguez
Bean	Garcia	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young
Flores	Powell	

Nays—None

Vote after roll call:

Yea—Braynon

Consideration of **CS for CS for CS for HB 695** was deferred.

CS for HB 6545—A bill to be entitled An act for the relief of Jerry Cunningham by Broward County; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of Broward County; providing that the appropriation settles all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Farmer, **CS for HB 6545** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Perry
Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Steube
Broxson	Lee	Stewart
Campbell	Mayfield	Thurston
Clemens	Montford	Torres
Farmer	Passidomo	Young

Nays—1

Stargel

CS for HB 6549—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

—as amended April 28, was read the third time by title.

On motion by Senator Thurston, **CS for HB 6549**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Flores	Rodriguez
Baxley	Galvano	Rouson
Bean	Garcia	Simmons
Benacquisto	Gibson	Simpson
Bracy	Hutson	Steube
Bradley	Latvala	Stewart
Brandes	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Powell	
Farmer	Rader	

Nays—5

Gainer	Passidomo	Stargel
Grimsley	Perry	

Vote after roll call:

Yea—Book, Braynon

Nay to Yea—Grimsley, Passidomo

CS for SB 1398—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; authorizing qualified experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; authorizing an owner of a place of public accommodation to request that his or her facility be inspected for specified purposes; authorizing an owner of a place of public accommodation to file a certification of conformity or remediation plan with the Department of Business and Professional Regulation; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; providing an appropriation; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1398**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 727** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Stewart, by two-thirds vote—

CS for CS for CS for HB 727—A bill to be entitled An act relating to the accessibility of places of public accommodation; creating s. 553.5141, F.S.; providing definitions; authorizing qualified experts to advise and provide certain inspections for places of public accommodation relating to the Americans with Disabilities Act; authorizing certain owners of a place of public accommodation to file a certificate of conformity or remediation plan with the Department of Business and Professional Regulation; providing requirements for such submission; requiring a court to consider certain information in specified actions; requiring the department to develop and maintain a website for specified purposes; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1398** and read the second time by title.

On motion by Senator Stewart, by two-thirds vote, **CS for CS for CS for HB 727** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bean	Book
Baxley	Benacquisto	Bracy

Bradley	Gibson	Rouson
Brandes	Grimsley	Simmons
Braynon	Hutson	Simpson
Broxson	Lee	Stargel
Campbell	Mayfield	Steube
Clemens	Montford	Stewart
Farmer	Passidomo	Thurston
Flores	Perry	Torres
Gainer	Powell	Young
Galvano	Rader	
Garcia	Rodriguez	

Nays—None

HB 301—A bill to be entitled An act relating to Supreme Court reporting requirements; creating s. 25.052, F.S.; requiring the Supreme Court to issue an annual report regarding certain cases; specifying data to be included in such report; providing for future legislative review and repeal; providing an effective date.

—as amended April 28, was read the third time by title.

On motion by Senator Flores, **HB 301**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Gibson	Simmons
Book	Grimsley	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young
Farmer	Powell	

Nays—1

Brandes

Vote after roll call:

Yea—Garcia

Consideration of **CS for SB 1238** was deferred.

CS for CS for HB 465—A bill to be entitled An act relating to firefighters; creating s. 633.415, F.S.; providing for the designation as a Lifetime Firefighter; providing requirements for such designation; providing responsibilities of the Division of State Fire Marshal within the Department of Financial Services; authorizing the division to investigate convictions or disqualifying events concerning Lifetime Firefighters; authorizing the division to adopt rules; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 465** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bradley	Farmer
Baxley	Brandes	Flores
Bean	Braynon	Gainer
Benacquisto	Broxson	Galvano
Book	Campbell	Garcia
Bracy	Clemens	Gibson

Grimsley	Perry	Stargel
Hutson	Powell	Steube
Latvala	Rader	Stewart
Lee	Rodriguez	Thurston
Mayfield	Rouson	Torres
Montford	Simmons	Young
Passidomo	Simpson	

Nays—None

CS for CS for HB 573—A bill to be entitled An act relating to water protection and sustainability; creating the “Heartland Headwaters Protection and Sustainability Act”; creating s. 373.462, F.S.; providing legislative findings and intent; creating s. 373.463, F.S.; requiring the Polk Regional Water Cooperative to prepare an annual report concerning water resource projects within a specified area; specifying requirements for such report; requiring the report to be submitted annually to the Legislature, the Department of Environmental Protection, and the appropriate water management districts; requiring the inclusion of such report in the appropriate consolidated water management district annual report; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 573** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

CS for CS for HB 557—A bill to be entitled An act relating to the controlled substance prescribing; amending s. 456.44, F.S.; defining the term “acute pain”; limiting prescribing of opioids for acute pain in certain circumstances; amending s. 893.055, F.S.; revising requirements for reporting the dispensing of controlled substances; limiting an exception to reporting requirements for certain facilities dispensing controlled substances; authorizing certain employees of the United States Department of Veterans Affairs access to certain information in the prescription drug monitoring program’s database; specifying when a revised reporting requirement takes effect; amending s. 463.0055, F.S.; revising a cross-reference; providing an effective date.

—as amended April 28, was read the third time by title.

On motion by Senator Clemens, **CS for CS for HB 557**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Broxson	Grimsley
Baxley	Campbell	Hutson
Bean	Clemens	Latvala
Benacquisto	Farmer	Lee
Book	Flores	Mayfield
Bracy	Gainer	Montford
Bradley	Galvano	Passidomo
Brandes	Garcia	Perry
Braynon	Gibson	Powell

Rader	Simpson	Thurston
Rodriguez	Stargel	Torres
Rouson	Steube	Young
Simmons	Stewart	

Nays—None

CS for HB 879—A bill to be entitled An act relating to the unlawful acquisition of utility services; amending s. 812.14, F.S.; revising the elements that constitute theft of utilities; clarifying that the presence of certain devices and alterations on the property of, and the actual possession by, a person constitutes prima facie evidence of a violation; clarifying that certain evidence of the manufacturing of a controlled substance in a leased dwelling constitutes prima facie evidence of a violation by an owner, lessor, sublessor; clarifying that specified circumstances create prima facie evidence of theft of utility services for the purpose of facilitating the manufacture of a controlled substance; revising such circumstances; specifying the types of damages that may be recovered as civil damages or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; specifying the methods and bases used to determine and assess damages in a civil action or restitution in a criminal case for damaging property of a utility or for the theft of electricity services; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **CS for HB 879** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

HB 379—A bill to be entitled An act relating to underground facilities; amending s. 556.103, F.S.; revising the information that must be submitted to the Legislature annually by the board of directors of Sunshine State One-Call of Florida, Inc.; amending s. 556.105, F.S.; requiring excavators to call the 911 emergency telephone number under certain circumstances; requiring member operators to file a report with the free-access notification system under certain circumstances; providing reporting frequencies and required data to be submitted; amending s. 556.107, F.S.; specifying how certain civil penalties issued by state law enforcement officers shall be distributed; deleting a requirement that certain citations be deposited into the fine and forfeiture fund; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **HB 379** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Braynon	Garcia
Baxley	Broxson	Gibson
Bean	Campbell	Grimsley
Benacquisto	Clemens	Hutson
Book	Farmer	Lee
Bracy	Flores	Mayfield
Bradley	Gainer	Montford
Brandes	Galvano	Passidomo

Perry	Simmons	Thurston
Powell	Simpson	Torres
Rader	Stargel	Young
Rodriguez	Steube	
Rouson	Stewart	

Nays—None

CS for CS for SB 1018—A bill to be entitled An act relating to pollution; creating s. 403.076, F.S.; providing a short title; creating s. 403.077, F.S.; defining the term “reportable pollution release”; requiring an owner or operator of an installation at which a reportable pollution release occurred to provide certain information to the department within 24 hours after the discovery of the release; authorizing multiple parties to submit one notification under certain circumstances; authorizing the owner or operator to amend notices; requiring the owner or operator to make additional notice upon discovery of the release migrating outside of installation boundaries; requiring the department to publish such information in a specified manner; requiring the department to establish an electronic mailing list; requiring the department to provide a reporting form and e-mail address for such notice; specifying that providing a notice does not constitute an admission of liability or harm; specifying penalties for violations; requiring the department to adopt rules; creating s. 403.078, F.S.; specifying that the act does not alter certain emergency responsibilities pursuant to ch. 252, F.S.; amending s. 403.161, F.S.; specifying penalties; amending s. 14.2016, F.S.; creating the State Watch Office within the Division of Emergency Management; specifying the purpose of the office; amending s. 376.3071, F.S.; providing an exception to prompt payment requirements to subcontractors and suppliers; amending s. 376.30713, F.S.; revising legislative findings; specifying that applicants for advanced cleanup of certain individual sites are not subject to application period limitations and need not pay a certain cost-sharing commitment; requiring applications by such applicants to be accepted on a first-come, first-served basis; providing that such applications are not subject to certain ranking provisions; specifying application requirements; providing construction; increasing the amount per year that the Department of Environmental Protection may use for advanced cleanup work; specifying expenditure limitations; revising duties of property owners and responsible parties with respect to voluntary cost-share agreements; amending s. 376.3078, F.S.; providing a statement of public interest; authorizing site assessments in advance of site priority ranking under certain circumstances; specifying criteria for sites to be eligible for such assessments; specifying what must be demonstrated through such assessments; specifying criteria for the assignment of assessment tasks; specifying funding limitations; specifying the prioritization of requests; requiring the department to evaluate the potential for using a specified trust fund for a specified purpose; requiring the department to issue a request for information regarding the potential for damage to underground petroleum systems and to compile a report; requiring the report to be submitted to the Legislature and the Governor; providing an appropriation; providing an expiration date; providing an effective date.

—as amended April 28, was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 1018**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

HB 1239—A bill to be entitled An act relating to school bus safety; providing a short title; amending s. 316.027, F.S.; providing mandatory noncriminal penalties for certain violations resulting in serious bodily injury to or death of another person; amending s. 318.18, F.S.; requiring a fine and driver license suspension for such a violation; amending s. 322.27, F.S.; requiring imposition of points against a driver license for such a violation; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **HB 1239** was passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Galvano	Rouson
Baxley	Grimsley	Simmons
Bean	Hutson	Stargel
Benacquisto	Mayfield	Steube
Book	Montford	Stewart
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Clemens	Powell	Young
Flores	Rader	
Gainer	Rodriguez	

Nays—6

Bracy	Brandes	Farmer
Bradley	Campbell	Gibson

Vote after roll call:

Yea—Garcia

SPECIAL ORDER CALENDAR, continued

CS for CS for CS for SB 190—A bill to be entitled An act relating to alarm systems; amending s. 489.529, F.S.; providing an exclusion from the requirement for a verification call prior to alarm dispatch for specified premises under certain circumstances; requiring alarm monitoring companies to make reasonable efforts to inform certain customers of specified rights; amending s. 553.793, F.S.; redefining the term “low-voltage alarm system project” to include low-voltage electric fences; defining the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 190**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 241** was withdrawn from the Committees on Regulated Industries; Community Affairs; and Rules.

On motion by Senator Perry, the rules were waived and—

CS for CS for HB 241—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project”; providing a definition for the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 190** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Perry moved the following amendment which was adopted:

Amendment 1 (896048) (with title amendment)—Delete line 73 and insert:

Section 2. Effective October 1, 2017, section 489.529, Florida Statutes, is amended to read:

489.529 Alarm verification calls required.—All residential or commercial intrusion/burglary alarms that have central monitoring must have a central monitoring verification call made to a telephone number associated with the premises generating the alarm signal, before ~~prior to~~ alarm monitor personnel contacting a law enforcement agency for alarm dispatch. The central monitoring station must employ call-verification methods for the premises generating the alarm signal if the first call is not answered. However, ~~if the intrusion/burglary alarms have properly operating visual or auditory sensors that enable the monitoring personnel to verify the alarm signal,~~ verification calling is not required if:

(1) *The intrusion/burglary alarm has a properly operating visual or auditory sensor that enables the monitoring personnel to verify the alarm signal; or*

(2) *The intrusion/burglary alarm is installed on a premises that is used for the storage of firearms or ammunition by a person who holds a valid federal firearms license as a manufacturer, importer, or dealer of firearms or ammunition, provided the customer notifies the alarm monitoring company that he or she holds such license and would like to bypass the two-call verification protocol. Upon initiation of a new alarm monitoring service contract, the alarm monitoring company shall make reasonable efforts to inform a customer who holds a valid federal firearms license as a manufacturer, importer, or dealer of firearms or ammunition of his or her right to opt out of the two-call verification protocol.*

Section 3. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Delete lines 2-9 and insert: An act relating to alarm systems; amending s. 553.793, F.S.; redefining the term “low-voltage alarm system project” to include low-voltage electric fences; defining the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; amending s. 489.529, F.S.; providing exclusions from the requirement for a verification call before alarm dispatch for specified premises under certain circumstances; requiring alarm monitoring companies to make reasonable efforts to inform certain customers of specified rights; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for HB 241**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 264—A bill to be entitled An act relating to self-storage; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a self-storage facility owner is not required to have a license to post property for online sale; providing limits for the maximum valuation of property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing an owner to impose and collect a late fee from a tenant under certain circumstances; specifying that late fees in a specified amount are deemed reasonable and do not constitute a penalty; authorizing an owner to charge the tenant certain reasonable expenses incurred in rent collection or lien enforcement; amending s. 713.78, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 264**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 357** was withdrawn from the Committees on Judiciary; Regulated Industries; and Rules.

On motion by Senator Perry—

CS for CS for HB 357—A bill to be entitled An act relating to self-service storage facilities; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a facility or unit owner is not required to hold a license to post property for online sale; limiting the maximum value of certain property under certain

circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing a facility or unit owner to charge a tenant certain fees under certain conditions; amending s. 713.78, F.S.; conforming a provision to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 264** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 357** was placed on the calendar of Bills on Third Reading.

SENATOR FLORES PRESIDING

Consideration of **CS for SB 360** was deferred.

On motion by Senator Brandes—

CS for CS for SB 590—A bill to be entitled An act relating to child support and parenting time plans; amending s. 409.2551, F.S.; providing legislative intent to encourage frequent contact between a child and each parent; amending s. 409.2554, F.S.; defining terms; amending s. 409.2557, F.S.; authorizing the Department of Revenue to establish parenting time plans agreed to by both parents in Title IV-D child support actions; amending s. 409.2563, F.S.; requiring the department to mail a Title IV-D Standard Parenting Time Plan with proposed administrative support orders; providing requirements for including parenting time plans in certain administrative orders; creating s. 409.25633, F.S.; providing the purpose and requirements for a Title IV-D Standard Parenting Time Plan; requiring the department to refer parents who do not agree on a parenting time plan to a circuit court; requiring the department to create and provide a form for a petition to establish a parenting time plan under certain circumstances; specifying that the parents are not required to pay a fee to file the petition; requiring the enforcement or modification of an established parenting time plan to be sought through a court of appropriate jurisdiction; authorizing the department to adopt rules; amending s. 409.2564, F.S.; authorizing the department to incorporate either a signed, agreed-upon parenting time plan or a signed Title IV-D Standard Parenting Time Plan in a child support order; amending ss. 409.256 and 409.2572, F.S.; conforming cross-references; requiring the department to submit a report to the Governor and Legislature by a specified date; specifying requirements for the report; providing an appropriation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 590** was placed on the calendar of Bills on Third Reading.

CS for SB 732—A bill to be entitled An act relating to physician assistant workforce surveys; amending ss. 458.347 and 459.022, F.S.; requiring that a physician assistant license renewal include the submission of a physician assistant workforce survey; requiring the Department of Health to report the data collected from such surveys to the boards; providing rulemaking authority; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 732**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1307** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Steube—

CS for CS for HB 1307—A bill to be entitled An act relating to physician assistant workforce surveys; amending ss. 458.347 and 459.022, F.S.; requiring that a physician assistant license renewal include the submission of a completed physician assistant workforce survey; requiring the Department of Health to report the data collected from such surveys to the boards biennially; requiring rulemaking; providing an effective date.

—a companion measure, was substituted for **CS for SB 732** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1307** was placed on the calendar of Bills on Third Reading.

CS for SB 668—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in the State Authorization Reciprocity Agreement (SARA) for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to propose an annual fee schedule and collect fees from Florida SARA institutions; requiring the proposed fee schedule to be submitted to the State Board of Education for approval; providing for deposit of such fees into a specified trust fund; authorizing the council to revoke a Florida SARA institution's participation for noncompliance; authorizing such institution to withdraw from participation in the SARA after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the SARA; amending s. 1005.31, F.S.; authorizing the solicitation of prospective students for enrollment in certain postsecondary educational institutions; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 668**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 859** was withdrawn from the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

On motion by Senator Bean—

CS for CS for HB 859—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in the State Authorization Reciprocity Agreement (SARA) for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to collect annual fees from Florida SARA institutions based on total full-time equivalent enrollment; requiring the council to submit an annual report to the Governor and Legislature by a specified date; providing for deposit of such fees into a specified trust fund; specifying that such fees are nonrefundable unless paid in error; authorizing the council to revoke a Florida SARA institution's participation for noncompliance; authorizing such institution to withdraw from participation in the SARA after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the SARA; amending s. 1005.31, F.S.; authorizing the solicitation of prospective students for enrollment in certain postsecondary educational institutions; amending s. 1010.83, F.S.; requiring that the Institutional Assessment Trust Fund administered by the department consist of certain fees; requiring the department to maintain separate accounts within such trust fund for specified operations; authorizing the use of funds from such trust fund for certain expenses related to administration of the SARA; providing an appropriation; providing a directive to the Division of Law Revision and Information; providing an effective date.

—a companion measure, was substituted for **CS for SB 668** and read the second time by title.

Senator Bean moved the following amendment:

Amendment 1 (968838) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 1000.35, Florida Statutes, is created to read:

1000.35 Reciprocity agreement.—

(1) *The purpose of this section is to authorize this state to participate in a reciprocity agreement with other states for the delivery of postsecondary distance education. Each member state or institution participating in a reciprocity agreement must accept each other's authorization of accredited institutions to operate in their state to offer distance educational services beyond state boundaries.*

(2) *For purposes of this section, the term:*

(a) *“Commission” means the Commission for Independent Education.*

(b) *“Complaint” means a formal assertion in writing that a person, institution, state, agency, or other entity operating under a reciprocity agreement has violated the terms of a reciprocity agreement or the laws, standards, or regulations incorporated therein.*

(c) *“Council” means the Postsecondary Reciprocal Distance Education Coordinating Council, which serves as the single portal entity designated by the state to administer a reciprocity agreement and serves as the interstate point of contact for questions, complaints, and other matters related to a reciprocity agreement.*

(d) *“Department” means the Department of Education.*

(e) *“Florida institution” means a postsecondary educational institution approved by the council to participate in a reciprocity agreement.*

(f) *“Institution” means a public or private postsecondary degree-granting college or university that is accredited by a federally recognized accrediting body and that awards, at a minimum, associate-level degrees requiring at least 2 years of full-time equivalent college work.*

(g) *“Member state” means a state, territory, or district of the United States which has been approved to participate in a reciprocity agreement.*

(h) *“Non-Florida institution” means an institution approved by a member state other than this state to participate in a reciprocity agreement.*

(i) *“Reciprocity agreement” means an agreement that establishes reciprocity between a member state that accepts other member states' authorization of accredited institutions to operate in their states to offer distance educational services beyond state boundaries pursuant to the terms and conditions set forth in the agreement.*

(j) *“State board” means the State Board of Education.*

(3) *The council is created within the department for the purpose of administering a reciprocity agreement. The council shall consist of the Chancellor of the State University System, the Chancellor of the Florida College System, the Commissioner of Education, the Executive Director of the commission, and the president of the Independent Colleges and Universities of Florida. The commission shall provide administrative support for the council. The council shall:*

(a) *Within 60 days after the effective date of this act, apply for this state to participate as a member state of a reciprocity agreement;*

(b) *Serve as the single portal entity for administration of a reciprocity agreement;*

(c) *Review and approve applications from institutions in this state to participate in a reciprocity agreement and establish an appeals process for institutions that are not approved to participate in a reciprocity agreement;*

(d) *Ensure compliance by Florida institutions with the terms and provisions of a reciprocity agreement, including, but not limited to, accreditation and institutional quality, consumer information and protection, disclosure and reporting requirements, complaint mechanisms, and financial responsibility;*

(e) *Comply with the terms and provisions of a reciprocity agreement relating to any member state, Florida institution, or non-Florida institution;*

(f) *Comply with the reporting requirements in a reciprocity agreement and post all such reports on the council's website;*

(g) *Consistent with the complaint resolution processes in a reciprocity agreement, develop and administer a complaint resolution process to resolve complaints related to a reciprocity agreement after all complaint processes in place at a Florida institution have been exhausted by the complainant;*

(h) *Delegate any responsibilities, obligations, or authorities necessary for the administration of this state's participation in a reciprocity agreement to the commission's staff; and*

(i) *Recommend rules necessary to administer this section for adoption by the state board.*

(4) *The Governor may request that the council convene for the purpose of reconsidering this state's participation in a reciprocity agreement. The council shall provide a recommendation to the Governor within 14 days. Regardless of the council's recommendation, or lack thereof, the Governor may withdraw this state from participation in a reciprocity agreement. Such withdrawal shall take effect 90 days after the Governor's decision.*

(5) *The council shall collect an annual fee from each Florida institution participating in a reciprocity agreement. The fee shall be based on the Florida institution's total full-time equivalent (FTE) enrollment as shown in the Integrated Postsecondary Education Data System and shall be assessed as follows:*

(a) *Not to exceed \$1,500 per year for a Florida institution participating in a reciprocity agreement with fewer than 2,500 total FTE enrollment.*

(b) *Not to exceed \$3,000 per year for a Florida institution participating in a reciprocity agreement with at least 2,500 but not more than 9,999 total FTE enrollment.*

(c) *Not to exceed \$4,500 per year for a Florida institution participating in a reciprocity agreement with 10,000 or more total FTE enrollment.*

Within the limitations imposed under this subsection, the fee shall be set at an amount that will generate no more than the total revenue necessary for the council's operation. The council shall lower the fee if the total revenue generated is higher than the total revenue necessary for the council's operation. By February 15, 2018, and each February 15 thereafter, the council shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must show that the total revenue generated is not higher than the total revenue necessary for the council's operation, must include a justification of staff needed for the council, and must include the number of Florida institutions participating in a reciprocity agreement. All fees collected pursuant to this subsection shall be submitted by the department to the Chief Financial Officer for deposit into a separate account within the Institutional Assessment Trust Fund. Any fee collected by the council pursuant to this subsection is nonrefundable unless paid in error.

(6) *The council may revoke a Florida institution's approval to participate in a reciprocity agreement if the council determines that such institution is not in compliance with the terms and provisions of the reciprocity agreement.*

(7) *A Florida institution participating in a reciprocity agreement may withdraw from participation in the reciprocity agreement by submitting notice of its intent to withdraw to the council, which shall become effective at the beginning of the next academic term after receipt of such notice.*

(8) *Decisions of the council are not subject to chapter 120.*

(9) *This section does not supersede the requirements in chapter 1005 relating to postsecondary educational institutions under the jurisdiction of the commission.*

(10) *The state board shall adopt rules to implement this section.*

Section 2. Paragraph (h) is added to subsection (1) of section 1005.06, Florida Statutes, to read:

1005.06 Institutions not under the jurisdiction or purview of the commission.—

(1) Except as otherwise provided in law, the following institutions are not under the jurisdiction or purview of the commission and are not required to obtain licensure:

(h) *Any non-Florida institution that has been approved by a member state to participate in a reciprocity agreement, as those terms are defined in s. 1000.35(2), if the degree programs that may be offered and the activities that may be conducted by such institution in this state are limited to the distance education degree programs and activities provided in and consistent with the terms and provisions of the reciprocity agreement.*

Section 3. Subsection (11) of section 1005.31, Florida Statutes, is amended to read:

1005.31 Licensure of institutions.—

(11) The commission shall establish minimum standards for the approval of agents. The commission may adopt rules to ensure that licensed agents meet these standards and uphold the intent of this chapter. An agent may not solicit prospective students in this state for enrollment in any independent postsecondary educational institution under the commission's purview or in any out-of-state independent postsecondary educational institution unless the agent has received a license as prescribed by the commission or solicits for a postsecondary educational institution that is not under the jurisdiction of the commission pursuant to s. 1005.06(1)(h).

Section 4. Subsection (1) of section 1010.83, Florida Statutes, is amended, and paragraph (d) is added to subsection (2) of that section, to read:

1010.83 Institutional Assessment Trust Fund.—

(1) Chapter 99-32, Laws of Florida, re-created the Institutional Assessment Trust Fund to be administered by the Department of Education pursuant to this section and rules of the State Board of Education. The trust fund shall consist of:

(a) *All fees and fines imposed upon nonpublic colleges and schools pursuant to chapter 1005 and this chapter, including all fees collected from nonpublic colleges and schools for participation in the Student Protection Fund pursuant to s. 1005.37.*

(b) *All fees imposed upon nonpublic colleges and schools for participation in the statewide course numbering system pursuant to s. 1007.24.*

(c) *All fees collected from institutions for participation in a reciprocity agreement pursuant to s. 1000.35.*

~~The department shall maintain separate accounts for the operation of the Commission for Independent Education, the Student Protection Fund, a reciprocity agreement pursuant to s. 1000.35, and the Department of Education all fees and fines imposed upon nonpublic colleges and schools pursuant to this chapter and chapter 1005, including all fees collected from nonpublic colleges and schools for participation in the Student Protection Fund and the statewide course numbering system. The department shall maintain separate accounts for the operation of the Commission for Independent Education; the Student Protection Fund; and the Department of Education.~~

(2) Funds from the trust fund shall be used for purposes including, but not limited to, the following:

(d) *Expenses authorized by the Department of Education related to a reciprocity agreement.*

Section 5. *For the 2017-2018 fiscal year, the sum of \$225,534 in recurring funds is appropriated from the Institutional Assessment Trust Fund to the Department of Education and two full-time equivalent po-*

sitions with associated salary rate of 110,000 are authorized for the purpose of implementing the requirements of this act.

Section 6. *The Division of Law Revision and Information is directed to replace the phrase "the effective date of this act" wherever it occurs in this act with the date this act becomes a law.*

Section 7. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; providing a purpose; defining terms; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; authorizing the Governor to request the council to convene for the purpose of reconsidering participation in a reciprocity agreement; requiring the council to provide recommendations to the Governor within a specified period after such request; authorizing the Governor to withdraw the state from participation in a reciprocity agreement; requiring the council to collect annual fees from Florida institutions participating in a reciprocity agreement based on total full-time equivalent enrollment; requiring the council to submit an annual report to the Governor and the Legislature by a specified date; providing for deposit of such fees into a specified trust fund; specifying that such fees are nonrefundable unless paid in error; authorizing the council to revoke a Florida institution's participation in a reciprocity agreement for noncompliance; authorizing a Florida institution to withdraw from participation in a reciprocity agreement after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the State Board of Education to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in a reciprocity agreement; amending s. 1005.31, F.S.; authorizing an agent to solicit prospective students for enrollment in certain postsecondary educational institutions; amending s. 1010.83, F.S.; requiring that the Institutional Assessment Trust Fund administered by the department consist of certain fees and fines; requiring the department to maintain a separate account within such trust fund for the operation of a reciprocity agreement; authorizing the use of funds from such trust fund for certain expenses related to administration of a reciprocity agreement; providing an appropriation; providing a directive to the Division of Law Revision and Information; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment to **Amendment 1 (968838)** which was adopted:

Amendment 1A (820510) (with title amendment)—Delete lines 53-97 and insert:

shall consist of the following persons or their designees: the Chancellor of the State University System, the Chancellor of the Florida College System, the Commissioner of Education, the executive director of the commission, and the president of the Independent Colleges and Universities of Florida. The commission shall provide administrative support for the council. The council shall:

(a) *Within 60 days after the effective date of this act, apply for this state to participate as a member state of a reciprocity agreement;*

(b) *Serve as the single portal entity for administration of a reciprocity agreement;*

(c) *Review and approve applications from institutions in this state to participate in a reciprocity agreement and establish an appeals process for institutions that are not approved to participate in a reciprocity agreement;*

(d) *Ensure compliance by Florida institutions with the terms and provisions of a reciprocity agreement, including, but not limited to, accreditation and institutional quality, consumer information and pro-*

tection, disclosure and reporting requirements, complaint mechanisms, and financial responsibility;

(e) Comply with the terms and provisions of a reciprocity agreement relating to any member state, Florida institution, or non-Florida institution;

(f) Comply with the reporting requirements in a reciprocity agreement and post all such reports on the council's website;

(g) Consistent with the complaint resolution processes in a reciprocity agreement, develop and administer a complaint resolution process to resolve complaints related to a reciprocity agreement after all complaint processes in place at a Florida institution have been exhausted by the complainant;

(h) Delegate any responsibilities, obligations, or authorities necessary for the administration of this state's participation in a reciprocity agreement to the commission's staff; and

(i) Recommend rules necessary to administer this section for adoption by the state board.

(4) The Governor may request that the council convene for the purpose of reconsidering this state's participation in a reciprocity agreement. The council shall provide a recommendation to the Governor within 14 days. Regardless of the council's recommendation, or lack thereof, the Governor may withdraw this state from participation in a reciprocity agreement. Such withdrawal shall take effect 90 days after the Governor's decision or by the end of the current academic term of each participating Florida institution, whichever occurs later. For purposes of this subsection, the term "current academic term" means the academic term in which a participating Florida institution has enrolled students at the time of the Governor's decision to withdraw. If the Governor decides to withdraw this state from participation in a reciprocity agreement, each participating Florida institution must provide the end date of its current academic term to the council.

And the title is amended as follows:

Delete line 241 and insert: reciprocity agreement; defining the term "current academic term"; requiring the council to

Amendment 1 (968838), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 859**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 492—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; authorizing the disclosure of such information under certain circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 492**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 397** was withdrawn from the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Young—

CS for CS for HB 397—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; authorizing the disclosure of such information for certain purposes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 492** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 397** was placed on the calendar of Bills on Third Reading.

CS for SB 780—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term "qualifying adoptive employee" to include persons employed by charter schools and the Florida Virtual School for the purpose of extending adoption benefits to those employees; authorizing such employees of charter schools and the Florida Virtual School to apply retroactively for the adoption benefit in certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 780**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 749** was withdrawn from the Committees on Education; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Stargel—

CS for HB 749—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term "qualifying adoptive employee" to include employees of charter schools and the Florida Virtual School for the purpose of extending state employee adoption benefits to such employees; providing for retroactive application; requiring such employees to apply to their school directors to obtain certain monetary benefits; requiring the Chief Financial Officer to transfer funds to charter schools and the Florida Virtual School to enable payments to such employees; providing an effective date.

—a companion measure, was substituted for **CS for SB 780** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 749** was placed on the calendar of Bills on Third Reading.

By direction of the President, the rules were waived and the Senate reverted to Bills on Third Reading—

BILLS ON THIRD READING, continued

CS for CS for CS for HB 695—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; creating s. 343.545, F.S.; defining terms; authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; amending s. 341.302, F.S.; authorizing the Department of Transportation to agree to assume certain indemnification and insurance obligations under certain circumstances; amending s. 343.52, F.S.; defining the term "department"; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the authority from entering into certain contracts or agreements without department approval of the authority's expenditures; amending s. 343.58, F.S.; providing that certain funds provided to the authority constitute state financial assistance; requiring a written agreement for provision of such funds; authorizing the department to advance a certain amount of funds under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Galvano, **CS for CS for CS for HB 695** was passed and certified to the House. The vote on passage was:

Yeas—32

Baxley	Braynon	Grimsley
Bean	Broxson	Hutson
Benacquisto	Clemens	Mayfield
Book	Flores	Montford
Bracy	Gainer	Passidomo
Bradley	Galvano	Perry
Brandes	Gibson	Powell

Rader	Simpson	Thurston
Rodriguez	Stargel	Torres
Rouson	Steube	Young
Simmons	Stewart	

Nays—None

Vote after roll call:

Yea—Campbell, Farmer, Garcia

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 844—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; providing that a person who willfully and knowingly excavates, exposes, moves, or removes the contents of a grave or tomb commits a felony; revising applicability; authorizing an owner, officer, employee, or agent of specified cemeteries to relocate the contents of a grave or tomb, subject to certain conditions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 844**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 107** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Simmons—

CS for CS for CS for HB 107—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; creating and revising definitions; making technical changes; prohibiting the excavation, exposition, movement, removal, or other disturbance of the contents of a tomb or memorial; providing criminal penalties; providing exceptions to the prohibition against disturbance of the contents of a tomb or memorial for cemeteries exempted from certain regulation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 844** and read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (658920) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 872.02, Florida Statutes, is amended to read:

872.02 Injuring or removing tomb or monument; disturbing contents of grave or tomb; penalties.—

(1) A person *commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084 if he or she:*

(a) ~~who~~ Willfully and knowingly destroys, mutilates, defaces, injures, or removes any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other *approved* structure or *approved* thing placed or designed for a memorial of the dead, or any fence, railing, curb, or other thing intended for the protection or ornamentation of any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other structure before mentioned, or for any enclosure for the burial of the dead; or

(b) Willfully destroys, mutilates, removes, cuts, breaks, or injures any tree, shrub, or plant placed or being within any such enclosure, *except for a person performing routine maintenance and upkeep* ~~commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

(2) A person who willfully and knowingly *excavates, exposes, moves, removes, or otherwise* disturbs the contents of a ~~tomb or~~ grave or tomb commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) This section ~~does shall~~ not apply to any person acting under the direction or authority of the Division of Historical Resources of the Department of State, to cemeteries operating under chapter 497, *any cemeteries removing or relocating the contents of a grave or tomb as a response to a natural disaster*, or to any person otherwise authorized by law to remove or disturb a tomb, monument, gravestone, burial mound, or similar structure, or its contents, as described in subsection (1).

(4) For purposes of this section, the term “tomb” includes any mausoleum, columbarium, or belowground crypt.

(5) *Notwithstanding subsections (1) and (2), an owner, officer, employee, or agent of a cemetery exempt from regulation pursuant to s. 497.260 may relocate the contents of a grave or tomb:*

(a) *After receiving a written and signed contract between the owner and a legally authorized person as defined in s. 497.005(43).*

(b) *If a legally authorized person cannot be located after a reasonable search or if 75 years or more have elapsed since the date of entombment, interment, or inurnment, then public notice must be posted. The public notice must be published once a week for 4 consecutive weeks in a newspaper of general circulation in the county where the cemetery is located. The public notice must contain the name of the cemetery; the name, address, and telephone number of the cemetery representative with whom objections may be filed; the reason for relocation of the contents of the graves or tombs; the names of the human remains to be relocated; the approximate date of the initial entombment, interment, or inurnment; the proposed site of relocation; and the proposed date of relocation. The proposed date of relocation may not be less than 30 days from last date of publication. If no objection from a legally authorized person is received within 30 days from the last date of publication of the public notice, the cemetery may proceed with relocation.*

(6) *If a legally authorized person refuses to sign a contract, as provided in (5)(a), or if a legally authorized person objects, as provided in (5)(b), a public hearing shall be held before the county commission of the county where the cemetery is located, or the city council, if the cemetery is located in a municipality, and the county commission or the city council shall have sole authority to grant a request for relocation of the contents of such graves or tombs.*

Section 2. This act shall take effect October 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; providing that a person who willfully and knowingly excavates, exposes, moves, or removes the contents of a grave or tomb commits a felony; revising applicability; authorizing an owner, officer, employee, or agent of specified cemeteries to relocate the contents of a grave or tomb, subject to certain conditions; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for HB 107**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 1002—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; creating s. 893.015, F.S.; specifying the chapter’s purpose; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; specifying that ioflupane (123I) is not included in Schedule II of the standards and schedules of controlled substances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1002**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 505** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Perry—

CS for HB 505—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 893.03, F.S.; specifying that ioflupane I 123 is not included in Schedule II; creating s. 893.015, F.S.; specifying the chapter’s purpose; providing

that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; providing an effective date.

—a companion measure, was substituted for **CS for SB 1002** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 505** was placed on the calendar of Bills on Third Reading.

SB 894—A bill to be entitled An act relating to arrest warrants for state prisoners; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued; requiring the prisoner to serve notice on the state attorney; requiring the state attorney to schedule a status hearing within a certain time after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring the court to send the order to the county sheriff; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 894**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1091** was withdrawn from the Committees on Criminal Justice; Judiciary; and Appropriations.

On motion by Senator Simmons—

CS for HB 1091—A bill to be entitled An act relating to arrest warrants for state prisoners; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued; requiring the prisoner to serve notice on the state attorney; requiring the circuit court to schedule a status hearing within a certain time after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring the court to send the order to the county sheriff; providing an effective date.

—a companion measure, was substituted for **SB 894** and read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (258372) (with title amendment)—Delete lines 27-37 and insert:

which the unserved warrant was issued. The prisoner must serve notice on the state attorney of that circuit and the state attorney must schedule the notice for a status hearing before the circuit court within 90 days after receipt of the notice. The state prisoner may not be transported to the status hearing. At the status hearing the state attorney shall inform the court whether there is an unserved violation of probation or an unserved violation of community control warrant for the arrest of the state prisoner. If a warrant for either violation exists, the court must order the state attorney to submit to the court within 30 days after the status hearing an order to transport the state prisoner to the county jail of the

And the title is amended as follows:

Delete line 9 and insert: state attorney; requiring the state attorney to

Pursuant to Rule 4.19, **CS for HB 1091**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1008—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for the personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services pursuant to the Workers' Compensation Law; defining the term "personal identifying information"; specifying circumstances under which the department may disclose such information; requiring certain entities receiving such information to maintain the confidential and exempt status of such information; providing retroactive applicability; providing a criminal penalty for willful and knowing disclosure of

such information to an unauthorized person or entity; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1008**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1107** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

CS for CS for HB 1107—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for personal identifying information held by the Department of Financial Services, the Agency for Health Care Administration, or the Division of Administrative Hearings pursuant to the Workers' Compensation Law; providing a definition; specifying persons to whom and circumstances in which such confidential information may be disclosed; providing applicability; providing for future legislative review and repeal of the exemption; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1008** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Perry moved the following amendment which was adopted:

Amendment 1 (127786) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 440.1851, Florida Statutes, is created to read:

440.1851 Personal identifying information of an injured or deceased employee; public records exemption.—

(1) The personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the department pursuant to this chapter is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(a) As used in this section, the term "personal identifying information" means the injured or deceased employee's name, date of birth, home address or mailing address, e-mail address, or telephone number.

(b) The department may disclose information made confidential and exempt under this section only:

1. To the injured employee, to the spouse or a dependent of the deceased employee, to the spouse or a dependent of the injured employee if authorized by the injured employee, or to the legal representative of the deceased employee's estate;

2. To a party litigant, or his or her authorized representative, in matters pending before the Office of the Judges of Compensation Claims;

3. To a carrier or an employer for the purpose of investigating the compensability of a claim or for the purpose of administering its anti-fraud investigative unit established pursuant to s. 626.9891;

4. In an aggregate reporting format that does not reveal the personal identifying information of any employee;

5. Pursuant to a court order or subpoena;

6. To an agency for administering its anti-fraud investigative function or in the furtherance of the agency's official duties and responsibilities; or

7. To a federal governmental entity in the furtherance of the entity's official duties and responsibilities.

A carrier, employer, agency, or governmental entity receiving personal identifying information from the department shall maintain the confidential and exempt status of the information.

(c) *This public records exemption applies to personal identifying information held by the department before, on, or after the effective date of this exemption.*

(2) *A person who willfully and knowingly discloses personal identifying information made confidential and exempt under this section to an unauthorized person or entity commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(3) *This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2022, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 2. *The Legislature finds that it is a public necessity to make confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution the personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services pursuant to chapter 440, Florida Statutes. Such information is of a sensitive, personal nature, and disclosure of such information about an injured or deceased employee is an invasion of that employee's privacy or the privacy of his or her family. Because of Florida's workers' compensation system, an employee's personal identifying information becomes public record once the Department of Financial Services is notified that the employee has been injured or has died in a work-related incident. Public records requests for this information have resulted in unwanted solicitation of injured workers and their families. Further, the release of such information could lead to discrimination against the employee by coworkers, potential employers, and others because of perceived social stigma related to injuries or disabilities. The harm caused to such an employee or his or her family by the release of this information outweighs any public benefit derived from its release.*

Section 3. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for the personal identifying information of an injured or deceased employee which is contained in reports, notices, records, or supporting documentation held by the Department of Financial Services pursuant to the Workers' Compensation Law; defining the term "personal identifying information"; specifying the circumstances under which the department may disclose such information; requiring certain entities receiving such information to maintain the confidential and exempt status of such information; providing retroactive applicability; providing a criminal penalty for willful and knowing disclosure of such information to an unauthorized person or entity; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 1107**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Stewart—

SB 1024—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; defining the term "individual identifying information"; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1024** was placed on the calendar of Bills on Third Reading.

CS for SB 1348—A bill to be entitled An act relating to public accountability; amending s. 473.302, F.S.; revising a definition; amending s.

473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1348**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 987** was withdrawn from the Committees on Regulated Industries; Commerce and Tourism; and Rules.

On motion by Senator Young—

CS for HB 987—A bill to be entitled An act relating to public accountability; amending s. 473.302, F.S.; revising a definition; amending s. 473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

—a companion measure, was substituted for **CS for SB 1348** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 987** was placed on the calendar of Bills on Third Reading.

CS for SB 1458—A bill to be entitled An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; abrogating the scheduled repeal of provisions relating to the blind services direct-support organization; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1458**, pursuant to Rule 3.11(3), there being no objection, **HB 6037** was withdrawn from the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

On motion by Senator Simmons—

HB 6037—A bill to be entitled An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; removing the future repeal of provisions relating to the blind services direct-support organization; providing an effective date.

—a companion measure, was substituted for **CS for SB 1458** and read the second time by title.

Pursuant to Rule 4.19, **HB 6037** was placed on the calendar of Bills on Third Reading.

SB 7006—A bill to be entitled An act relating to the direct-support organization of the prescription drug monitoring program; amending s. 893.055, F.S.; deleting language that has become obsolete due to the expiration of the task force; abrogating the repeal of provisions authorizing the Department of Health to establish a direct-support organization for the prescription drug monitoring program; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7006**, pursuant to Rule 3.11(3), there being no objection, **HB 7097** was withdrawn from the Committee on Rules.

On motion by Senator Young, the rules were waived and—

HB 7097—A bill to be entitled An act relating to the direct support organization of the prescription drug monitoring program; amending s. 893.055, F.S.; providing for future repeal of provisions relating to the organization; providing an effective date.

—a companion measure substituted for **SB 7006** and read the second time by title.

Pursuant to Rule 4.19, **HB 7097** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 336—A bill to be entitled An act relating to household movers and moving brokers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover or a moving broker under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover or moving broker from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 336**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 327** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

On motion by Senator Hutson—

CS for HB 327—A bill to be entitled An act relating to household movers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 336** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (941470) (with title amendment)—Delete lines 24-34 and insert:

registration of a mover or a moving broker or deny a registration or renewal request by any of the mover's or moving broker's directors, officers, owners, or general partners if the mover or moving broker has not satisfied a civil penalty or administrative fine for a violation of s. 507.07(9).

Section 2. Subsection (9) is added to section 507.07, Florida Statutes, to read:

507.07 Violations.—It is a violation of this chapter:

(9) For a mover or a moving broker to knowingly refuse or fail to disclose in writing to a customer before a household move that the mover, or an employee or subcontractor of the mover or moving broker, who has access to the dwelling or property of the customer, including access to give a quote for the move, has been convicted of a felony listed

And the title is amended as follows:

Delete lines 2-6 and insert: An act relating to household movers and moving brokers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover or a moving broker under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover or moving broker from

Pursuant to Rule 4.19, **CS for HB 327**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1582** was deferred.

MOTIONS

THE PRESIDENT PRESIDING

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1012**, **CS for SB 1014**, **SB 1252**, **CS for CS for CS for SB 190**, and **CS for SB 360** 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 Monday, May 1, 2017: **SB 892**, **SB 7014**, **SB 1050**, **CS for SB 1156**, **CS for SB 48**, **CS for CS for CS for SB 190**, **CS for CS for SB 264**, **CS for SB 360**, **CS for CS for SB 590**, **CS for SB 732**, **CS for SB 668**, **CS for CS for SB 492**, **CS for SB 780**, **CS for CS for SB 844**, **CS for SB 1002**, **SB 894**, **CS for CS for SB 1008**, **SB 1024**, **CS for SB 1348**, **CS for SB 1458**, **SB 7006**, **CS for CS for SB 336**, **CS for SB 1582**, **CS for CS for SB 364**, **CS for CS for SB 680**, **SB 2518**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends the following pass: **CS for SB 476**; **CS for SB 510**; **CS for SB 552**; **CS for SB 772**; **SB 888**; **SB 1228**; **CS for SB 1442**; **CS for SB 1626**

The bills were placed on the Calendar.

The Committee on Rules recommends committee substitutes for the following: **CS for SB 802**; **CS for SB 1370**

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Judiciary; and Senator Passidomo—

CS for CS for SB 802—A bill to be entitled An act relating to regulated professions and occupations; amending s. 287.055, F.S.; redefining the term “design-build firm”; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.603, F.S.; redefining the terms “building code administrator,” “building official,” and “building code inspector”; amending s. 468.617, F.S.; providing that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into any contract with any person or entity for the provision of building code administrator or building official services; amending s. 469.006, F.S.; requiring an individual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or

impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; providing requirements for licensure by examination to practice restricted barbering; conforming a provision to changes made by the act; repealing s. 476.144(6), F.S., relating to requirements to apply for a restricted license to practice barbering; amending s. 477.013, F.S.; revising the definition of the term “specialty”; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior designer to temporarily serve as the business organization’s qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Commission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Perry—

CS for CS for SB 1370—A bill to be entitled An act relating to warnings for lottery games; amending s. 24.107, F.S.; requiring every advertisement or promotion of lottery games to include a specified warning; providing requirements for the warning; amending s. 24.111, F.S.; requiring contracts entered into between the Department of the Lottery and a vendor of lottery tickets to include a provision that requires the vendor to place or print a specified warning on all lottery tickets; providing requirements for the warning; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for SB 60 and SB 7004 which he approved on May 1, 2017.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 27 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) McGhee, Lee, Burgess, Cortes, B., Cortes, J., Cruz, Ingoglia, Jacquet, Jenne, Latvala, Mercado, Metz, Pritchett, Smith, Stark, Watson, B., Watson, C.—

CS for HB 27—A bill to be entitled An act relating to the Florida Slavery Memorial; creating s. 265.006, F.S.; providing legislative intent; establishing the Florida Slavery Memorial; providing for administration of the memorial by the Department of Management Services; directing the department to develop a specified plan for the design, placement, and cost of the memorial and submit the plan to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 61 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Lee, Peters, Berman, Harrell, Magar, Rommel, Roth—

CS for CS for HB 61—A bill to be entitled An act relating to emergency services for an unintentional drug overdose; amending s. 395.1041, F.S.; requiring a hospital with an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, and protocols; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 179 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Combee, Abruzzo, Ahern, Altman, Asencio, Baez, Boyd, Burgess, Burton, Caldwell, Clemons, Cortes, J., Daniels, Edwards, Fischer, Hager, Harrell, Harrison, Jacquet, Leek, Mariano, Massullo, Mercado, Payne, Pigman, Ponder, Porter, Raburn, Raschein, Renner, Richardson, Roth, Stone, Sullivan, Trumbull, Watson, C., Willhite, Williamson, Yarborough—

CS for CS for HB 179—A bill to be entitled An act relating to veteran identification; creating s. 322.0511, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a veteran identification card for certain purposes; providing for the design of the card; providing veteran eligibility requirements; providing for fee disposition; prohibiting use of the card for certain purposes; providing for termination of the card; providing for future repeal; amending ss. 472.015, 493.6105, 493.6107, 493.6202, 493.6302, 493.6402, 501.015, 501.605, 501.607, 507.03, 527.02, 539.001, 559.904, 559.928, 626.171, and

790.06, F.S.; authorizing use of the card as proof of veteran status for obtaining waivers of license or registration fees relating to land surveying and mapping, private investigation, security, and repossession services, health studios, telephone salespersons, movers and moving brokers, the sale of liquefied petroleum gas, pawnbrokers, motor vehicle repair shops, sellers of travel, insurance representatives, and the carrying of concealed weapons or firearms; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HJR 187, as amended, by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Diaz, M.—

CS for CS for HJR 187—House Joint Resolution A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to remove authority for the Miami-Dade County charter to provide for choosing a property appraiser in a manner other than by election or to alter the duties of the property appraiser or abolish the office of the property appraiser.

—was referred to the Committees on Community Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 313 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Daniels—

CS for HB 313—A bill to be entitled An act relating to child support; creating the "Florida Responsible Parent Act"; amending s. 61.13016, F.S.; providing additional circumstances under which an obligor who fails to pay child support may avoid suspension of his or her driver license and motor vehicle registration; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 359, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Santiago—

CS for HB 359—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; removing a provision repealing an exemption from emergency assessment for medical malpractice insurance premiums; amending s. 625.012, F.S.; revising the definition of asset to include assessments on workers' compensation insurance; amending s. 627.062, F.S.; revising requirements for medical malpractice insurers to provide rate filings; amending s. 627.0645, F.S.; providing an exemption from certain annual base rate filings for medical malpractice insurance; amending s. 627.4035, F.S.; authorizing insurers to charge insufficient funds fees; amending s. 627.421, F.S.; providing conditions under which an electronically delivered document meets formatting requirements; amending s. 627.7295, F.S.; deleting provisions authorizing additional

permissible types of payment for motor vehicle insurance premiums and charging insufficient funds fee; creating s. 627.747, F.S.; authorizing insurers to exclude certain individuals from private passenger motor vehicle insurance coverage under specified circumstances; providing exceptions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 371, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Ausley, Williams—

HB 371—A bill to be entitled An act relating to assistive technology devices; amending s. 1003.575, F.S.; revising provisions relating to the accessibility and use of assistive technology devices by persons with disabilities; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 425, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) La Rosa, Donalds, Eagle, Raulerson, Santiago, White—

CS for HB 425—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; authorizing local laws, ordinances, or regulations to regulate activities relating to vacation rentals under specified circumstances; requiring a vacation rental owner to submit specified documents and information to the local jurisdiction; prohibiting the local jurisdiction from assessing certain fees; revising applicability for the preemption of certain local laws, ordinances, or regulations relating to vacation rentals; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 455, as amended, by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Ways & Means Committee and Representative(s) Metz, Albritton, Avila, Cortes, B., Daniels, Eagle, Edwards, Eisnaugle, Geller, Mercado, Porter, Spano, Willhite, Williams—

CS for CS for HB 455—A bill to be entitled An act relating to tax exemptions for first responders and surviving spouses; amending s. 196.011, F.S.; specifying the information to be included in an application for certain tax exemptions; creating s. 196.102, F.S.; providing definitions; providing an exemption from ad valorem taxation for certain first responders under specified conditions; providing procedures for applying for the exemption; specifying requirements for documents that serve as prima facie evidence of entitlement to the exemption; providing that total and permanent disabilities resulting from cardiac events do not qualify for the exemption except when certain conditions

are met; providing that applicants have a continuing duty to notify property appraisers of certain changes; providing that the exemption carries over to the benefit of surviving spouses under certain circumstances; providing requirements relating to the date of granting an exemption and the refund of excess taxes; providing a criminal penalty for knowingly or willfully giving false information to claim the exemption; specifying a deadline and procedures for applying for the exemption for the 2017 tax year; specifying procedures for petitioning a denial with the value adjustment board; authorizing the Department of Revenue to adopt emergency rules; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; Appropriations Subcommittee on Finance and Tax; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 457 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Gonzalez—

CS for HB 457—A bill to be entitled An act relating to terrorism and terrorist activities; amending s. 775.30, F.S.; extending the applicability of the definition of the term "terrorism" to other sections of ch. 775, F.S.; defining the term "terrorist activity"; providing that a violation of specified criminal provisions in furtherance of certain objectives is a crime of terrorism; providing penalties; providing increased penalties if the action results in death or serious bodily injury; defining the term "serious bodily injury"; amending s. 775.31, F.S.; redefining the term "terrorism"; providing applicability; creating s. 775.32, F.S.; defining terms; prohibiting a person from using, attempting to use, or conspiring to use military-type training received from a designated foreign terrorist organization for certain purposes; providing penalties; providing increased penalties if the actions result in death or serious bodily injury; creating s. 775.33, F.S.; defining terms; prohibiting a person from providing material support or resources, or engaging in other specified actions, to violate specified criminal provisions; providing penalties; prohibiting a person from attempting to provide, conspiring to provide, or knowingly providing material support or resources to a designated foreign terrorist organization; providing penalties; providing increased penalties if specified actions result in death or serious bodily injury; specifying the circumstances under which a person provides material support by providing personnel; prohibiting prosecution under certain circumstances; providing legislative intent; requiring the Department of Law Enforcement, in consultation with the Office of the Attorney General, to create specified guidelines; creating s. 775.34, F.S.; providing penalties for a person who willfully becomes a member of a designated foreign terrorist organization and serves under the direction or control of the organization with the intent to further the illegal acts of the organization; defining the term "designated foreign terrorist organization"; creating s. 775.35, F.S.; providing penalties for a person who intentionally disseminates or spreads any type of contagious, communicable, or infectious disease among crops, poultry, livestock, or other animals; providing an affirmative defense; providing increased penalties if specified actions result in death or serious bodily injury; defining the term "serious bodily injury"; amending s. 782.04, F.S.; revising the provisions related to terrorism for murder in the first degree, murder in the second degree, and murder in the third degree to include the terrorism felonies created by this act; reenacting ss. 373.6055(3)(c), 381.95(1), 395.1056(1)(a) and (2), 874.03(7), 907.041(4)(a), 943.0312(2), and 943.0321(2), F.S., relating to the definition of the term "terrorism," to incorporate the amendment made to s. 775.30, F.S., in references thereto; reenacting ss. 27.401(2), 39.806(1)(d), 63.089(4)(b), 95.11(10), 435.04(2)(e), 435.07(4)(c), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1), (2), (4), (5), (6), and (7), 782.051, 782.065, 903.133, 921.0022(3)(h) and (i), 921.16(1), 947.146(3)(i), 948.06(8)(c), 948.062(1), 985.265(3)(b), and 1012.315(1)(d), F.S., relating to capital felonies, murder in the first degree, murder in the second degree, and murder in the third degree, to incorporate the amendment made to s. 782.04, F.S.,

in references thereto; reenacting s. 1012.467(2)(g), F.S., relating to terrorism and murder, to incorporate the amendments made to ss. 775.30 and 782.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 525 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Quality Subcommittee and Representative(s) Silvers, Donalds, Ausley, Avila, Daniels, Davis, Duran, Ponder, White—

CS for HB 525—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; authorizing the use of credits earned upon completion of a registered apprenticeship or preapprenticeship to satisfy specified high school graduation credit requirements; requiring that the State Board of Education approve and identify apprenticeship and preapprenticeship programs for such purpose; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 543, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Pigman, Hardemon, Jenne—

CS for CS for HB 543—A bill to be entitled An act relating to the regulation of health care practitioners; amending s. 381.0041, F.S.; requiring an institution or a physician responsible for transplanting an organ or allograft to provide a specified warning to the recipient; providing an exception; defining the term "allograft"; amending s. 384.4018, F.S.; requiring the Department of Health to follow federal requirements, and authorizing the department to adopt rules, in the implementation of a specified program; amending s. 395.3025, F.S.; authorizing the disclosure of certain patient records to the department, rather than the Agency for Health Care Administration; requiring the department, rather than the agency, to make certain patient records available under certain circumstances; amending s. 456.013, F.S.; requiring examination applications for health care practitioner licensure to include the applicant's date of birth; removing provisions relating to the size and format of such licenses; prohibiting regulatory boards or the department from issuing or renewing such licenses under certain conditions; amending s. 456.025, F.S.; authorizing regulatory boards or the department to adopt rules that waive certain fees under certain conditions; amending s. 456.0635, F.S.; revising grounds for refusing to issue or renew a license, certificate, or registration in a health care profession; providing applicability; amending s. 456.065, F.S.; authorizing a transfer from a profession's operating fund to cover a deficit in the unlicensed activity category; amending ss. 458.3265 and 459.0137, F.S.; exempting certain pain-management clinics from paying registration fees and from complying with certain requirements and rules; amending s. 458.348, F.S.; repealing a provision that requires a joint committee to determine standards for the content of advanced registered nurse practitioner protocols; conforming a cross-reference; amending s. 464.012, F.S.; removing an obsolete qualification to satisfy certification requirements for an advanced registered nurse practitioner; requiring an advanced registered nurse practitioner's supervisory protocol to be maintained at a specified location; removing the

requirement that the supervisory protocol be filed with the Board of Nursing; removing the requirement that the board refer licensees who submit noncompliant supervisory protocols to the department; amending s. 464.013, F.S.; requiring certain continuing education courses to be approved by the Board of Nursing; removing a requirement that certain continuing education courses be offered by specified entities; amending s. 464.019, F.S.; authorizing the board to conduct certain onsite evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specified preparatory course; clarifying circumstances in which programs in probationary status must be terminated; providing that accredited and nonaccredited programs must disclose probationary status; requiring such notification to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time period; authorizing the board to adopt certain rules; removing requirements that the Office of Program Policy Analysis and Government Accountability (OPPAGA) perform certain tasks and duties; requiring the Florida Center for Nursing to complete an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and Legislature; requiring the termination of a program under certain circumstances; creating s. 465.0195, F.S.; requiring a pharmacy or outsourcing facility to obtain a permit before engaging in specified activities relating to compound sterile products; providing requirements for the permit application and for the employment of certain individuals; authorizing the Board of Pharmacy to adopt by rule standards of practice for sterile compounding; requiring the board to consider certain standards and regulations in adopting such rules; providing applicability; amending 465.027, F.S.; exempting certain third-party logistics providers from regulation under chapter 465, F.S.; creating s. 465.1893, F.S.; authorizing a pharmacist to administer specified medication by injection under certain circumstances; requiring a pharmacist who administers such injections to complete a specified course; providing requirements for the course; amending s. 468.80, F.S.; requiring completion of a specified course for orthotics, prosthetics, and pedorthics licensure and licensure renewal; providing course requirements; amending s. 468.803, F.S.; revising registration requirements for orthotics and prosthetics; authorizing persons to hold a single registration in both fields; authorizing the department to develop and administer a prosthetist-orthotist license; providing requirements for a prosthetics-orthotics examination and licensure; amending 480.041, F.S.; requiring the department, rather than the Board of Massage Therapy, to deny the renewal of a massage therapist license under certain circumstances; amending s. 486.102, F.S.; providing requirements for certain physical therapist assistant licensure applicants; amending s. 491.005, F.S.; revising the amount of clinical experience required for a license to provide marriage and family therapy; revising the examination used for mental health counselor licensure; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, rather than the department, to deny licensure to or impose penalties against specified applicants or licensees under certain circumstances; authorizing the department, rather than the board, to deny licensure to or impose penalties against a certified master social worker, rather than psychologist, applicants or licensees under certain circumstances; providing effective dates.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 545, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Payne, Combee, Cortes, B., Latvala, Massullo, Newton, Slosberg—

CS for CS for CS for HB 545—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.003, F.S.; defining the term "autocycle"; revising the definition of the term "motorcycle"; conforming a cross-reference; amending s. 316.2397, F.S.; prohibiting vehicles or equipment from showing or displaying red and white lights while being driven or moved; authorizing firefighters to use or display red and white lights under certain circumstances; revising requirements for use of amber lights; amending s. 316.2398, F.S.; authorizing firefighters to use or display red and white lights under certain circumstances; amending s. 316.302, F.S.; revising provisions relating to federal regulations to which owners and drivers of commercial motor vehicles are subject; delaying the requirement for electronic logging devices for certain intrastate motor carriers; 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; providing an exemption from specified provisions for a person who operates a commercial motor vehicle with a gross vehicle weight, gross vehicle weight rating, and gross combined weight rating of less than a specified amount; amending s. 316.3025, F.S.; conforming provisions to changes made by the act; amending s. 316.614, F.S.; prohibiting a person from operating an autocycle unless certain safety belt or child restraint device requirements are met; amending s. 318.18, F.S.; changing the term "construction zone" to "work zone" as it relates to enhanced penalties for unlawful speed; amending s. 320.01, F.S.; revising the definitions of the terms "apporionable vehicle" and "motorcycle"; amending s. 320.02, F.S.; requiring an application form for motor vehicle registration to include language authorizing a voluntary contribution to be distributed to Preserve Vision Florida rather than Prevent Blindness Florida; amending s. 320.03, F.S.; authorizing electronic filing of certain documents; revising rule-making authority; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; revising information required to appear on the cab card; providing requirements for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan beginning on a specified date; authorizing a damaged or worn license plate to be replaced at no charge under certain circumstances; providing an exception to the design of dealer license plates for specialty license plates; amending s. 320.0605, F.S.; authorizing presentation of electronic documentation of certain information to a law enforcement officer or agent of the department; providing construction; providing for liability; revising information required in such documentation; amending s. 320.0607, F.S.; providing an exemption, beginning on a specified date, from a certain fee for vehicles registered under the International Registration Plan; amending s. 320.0655, F.S.; requiring state-owned motor vehicles to be marked in a certain manner; providing an exception; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates for specialty license plates; authorizing fleet companies to purchase specialty license plates in lieu of the standard fleet license plates for additional specified fees; requiring fleet companies to be responsible for all costs associated with the specialty license plate; amending s. 320.08, F.S.; conforming a cross-reference; revising provisions regarding eligibility for certain agricultural license plates; authorizing dealers to purchase specialty license plates in lieu of the standard graphic dealer license plates for additional specified fees; requiring dealers to be responsible for all costs associated with the specialty license plate; amending s. 320.08056, F.S.; allowing the department to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates to be used on dealer and fleet vehicles with the permission of the sponsoring specialty license plate organization; requiring a dealer or fleet specialty license plate to include specified letters on the right side of the license plate; requiring dealer and fleet specialty license plates to be ordered directly through the department; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida rather than Prevent Blindness Florida; 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. 320.133, F.S.; defining the term "transporter license plate eligible business"; revising requirements for the issuance, use, and display of a transporter license

plate; providing criminal penalties; providing for disqualification from issuance; providing recordkeeping requirements; providing conditions for cancellation and removal of such plates; amending s. 320.27, F.S.; revising the definitions of the terms "motor vehicle dealer" and "motor vehicle broker"; revising provisions relating to licensing requirements; amending s. 321.25, F.S.; providing for reimbursement to the department of tuition and other course expenses for certain training under certain circumstances; authorizing the department to institute a civil action; providing an exception; amending s. 322.01, F.S.; conforming provisions to changes made by the act; amending s. 322.03, F.S.; authorizing operation of an autocycle without a motorcycle endorsement; amending s. 322.051, F.S.; revising eligibility for a "D" designation on an identification card; amending s. 322.08, F.S.; requiring an application form for an original, renewal, or replacement driver license or identification card to include language authorizing a voluntary contribution to Preserve Vision Florida rather than Prevent Blindness Florida; amending s. 322.091, F.S.; revising reporting requirements relating to students whose driving privileges have been suspended; amending s. 322.12, F.S.; revising the allocation of fees from certain driver license examinations; exempting the operation of an autocycle from certain examination requirements for licenses to operate motorcycles; amending s. 322.161, F.S.; providing a short title; revising the period of time in which certain licensees may accumulate points before being issued a restricted driver license by the department; requiring restricted licensees to attend a driver improvement course approved by the department; providing for extension of the restriction period under certain circumstances; amending s. 322.17, F.S.; providing for replacement of a stolen identification card at no charge; amending s. 322.21, F.S.; deleting obsolete provisions; deleting a fee for certain specialty driver licenses or identification cards; revising fee distributions for certain driver license reinstatement services performed by tax collectors; providing for expedited service of a renewal or replacement driver license or identification card; providing for fee disposition; amending s. 322.61, F.S.; providing penalties for texting or using a handheld mobile telephone while operating a commercial motor vehicle; amending s. 324.031, F.S.; revising requirements for an owner or operator of certain motor vehicles to prove financial responsibility for damages in the event of a crash arising out of the use of the motor vehicle; amending s. 715.07, F.S.; revising provisions for release of a towed vehicle or vessel; amending s. 812.014, F.S.; providing a criminal penalty for an offender committing grand theft who uses a device to interfere with a global positioning or similar system; amending ss. 212.05, 316.303, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing applicability of certain changes made by the act; providing effective dates.

—was referred to the Committees on Transportation; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 549, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Education Committee, PreK-12 Appropriations Subcommittee, PreK-12 Quality Subcommittee and Representative(s) Fine, Donalds, Fischer, Massullo, Raburn, Willhite—

CS for CS for CS for HB 549—A bill to be entitled An act relating to education; amending s. 1003.4282; deleting a provision requiring certain students to take the Algebra II end-of-course assessment; amending s. 1003.4285; deleting a provision requiring students to pass the Algebra II end-of-course assessment in order to earn a Scholar designation; amending s. 1008.22, F.S.; deleting a provision requiring the Algebra II end-of-course assessment to be administered; revising requirements relating to the administration and format of assessments; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades; revising provisions relating to reporting requirements for school district-required local assessments; providing reporting requirements for certain student assessment results; requiring the Department of

Education to publish certain assessments on its website; providing requirements for such publication; requiring the department to provide materials regarding assessment information on its website; conforming cross-references; amending s. 1012.34, F.S.; requiring independent analysis of student learning growth data; providing for access to student learning growth formula data for specified uses; requiring the Commissioner of Education to contract for an independent study to determine whether specified college entrance examinations may be administered in lieu of certain state-required assessments; requiring the commissioner to submit a report on the results of such study to the Governor, Legislature, and State Board of Education by a specified date; providing appropriations; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 645 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Lee, Jones—

HB 645—A bill to be entitled An act relating to involuntary examinations under the Baker Act; amending s. 394.455, F.S.; defining terms; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to execute a certificate under certain conditions stating that he or she has examined a person and finds the person appears to meet the criteria for involuntary examination; amending ss. 39.407, 394.495, 394.496, 394.9085, 409.972, and 744.2007, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 681 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Appropriations Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Clemons, Ingolia, Roth—

CS for CS for CS for HB 681—A bill to be entitled An act relating to unclaimed funds held by the clerks of court; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a "surplus trustee"; authorizing specified entities to claim surplus funds that remain after a judicial sale; specifying procedures for those entities to receive such funds; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the Department of Financial Services; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 717.113, F.S.; exempting certain funds remaining after a judicial sale and held in a court registry from becoming payable or distributable and subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 697, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Metz, Ahern, Albritton, Boyd, Byrd, Combee, Drake, Eagle, Fine, Fischer, Fitzenhagen, Gonzalez, Grall, Grant, M., Gruters, Hager, Hahnfeldt, Harrell, Magar, McClain, Miller, A., Ponder, Porter, Raburn, Renner, Rodrigues, Rommel, Santiago, Stone, White, Williamson, Yarborough—

CS for HB 697—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 comply with and support the enforcement of federal immigration law; specifying duties concerning certain arrested persons; specifying duties concerning immigration detainees; prohibiting restrictions by such 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 detainees or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an unauthorized alien 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; authorizing a board of county commissioners to adopt an ordinance to recover costs for complying with an immigration detainer; authorizing local governmental entities and law enforcement agencies to petition the Federal Government for reimbursement of certain costs; requiring report of violations; providing penalties for failure to report a violation; providing whistle-blower protections for persons who report violations; 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; 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 Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Criminal Justice.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 775, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Diaz, M., Burgess—

CS for CS for HB 775—A bill to be entitled An act relating to motor vehicle warranty repairs and recall repairs; amending s. 320.64, F.S.; prohibiting a manufacturer, factory branch, distributor, or importer from denying a claim of a motor vehicle dealer, reducing compensation to a motor vehicle dealer, or processing a chargeback to a motor vehicle dealer because of specified circumstances; creating s. 320.6407, F.S.; requiring a manufacturer, factory branch, distributor, or importer to compensate a motor vehicle dealer for a used motor vehicle under specified circumstances; requiring the manufacturer, factory branch,

distributor, or importer to pay the compensation within a specified timeframe after the motor vehicle dealer's application for payment; requiring such application to be made through the manufacturer's, factory branch's, distributor's, or importer's warranty application system or certain other system or process; providing for calculation of the amount of compensation; reenacting s. 320.6992, F.S., relating to applicability of specified provisions to systems of distribution of motor vehicles in this state, to incorporate s. 320.6407, F.S., as created by the act, in references thereto; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 807, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Hager, Harrell, Abruzzo, Berman, Stevenson, Willhite—

CS for CS for HB 807—A bill to be entitled An act relating to practices of substance abuse service providers; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute patient brokering offenses; amending s. 397.311, F.S.; defining the term "clinical supervisor"; conforming a cross-reference; amending s. 397.401, F.S.; increasing penalties for operating without a license; renumbering and amending s. 397.405, F.S.; conforming a cross-reference; amending s. 397.403, F.S.; requiring additional information to be provided in a licensure application; requiring accreditation for certain licensure renewals; conforming a cross-reference; amending s. 397.407, F.S.; revising duties of the Department of Children and Families relating to licensure of service providers; requiring licensure fees to cover the cost of regulation; requiring the department to conduct background screening for owners, directors, chief financial officers, and clinical supervisors of a service provider; limiting the instances in which the department may issue a probationary license; authorizing the department to deny a renewal application of a regular license if received fewer than 30 days before expiration; revising limitations on referrals to recovery residences; renumbering and amending s. 397.451, F.S.; requiring clinical supervisors to undergo background screening; creating s. 397.410, F.S.; requiring the department to establish minimum standards for licensure of substance abuse service components; specifying standards, procedures, and staffing requirements; directing the department to establish the scope of deficiency by rule; requiring the department to complete certain steps in the rulemaking process by specific dates; requiring a report to the Governor and Legislature; amending s. 397.411, F.S.; authorizing the department to conduct announced and unannounced inspections; establishing classes of violations for substance abuse service providers; amending s. 397.415, F.S.; providing criteria for the department to impose a fine, corrective action plan, immediate moratorium, or emergency suspension; providing criteria for the department to deny, suspend, or revoke a license; repealing s. 397.471, F.S., relating to service provider facility standards; creating s. 397.4873, F.S.; limiting referrals to and from recovery residences in certain circumstances; providing exceptions; requiring a service provider to maintain certain referral records; providing penalties; amending s. 397.501, F.S.; providing that an application for the disclosure of an individual's records may be filed as part of an active criminal investigation; authorizing a court to approve an application for the disclosure of an individual's substance abuse treatment records without providing express notice of the application to the individual or identified parties with an interest in the records if the application is filed as part of an active criminal investigation; providing that upon implementation of the order granting such application, the individual and identified parties with an interest in the records must be afforded an opportunity to seek revocation or amendment of that order; creating s. 397.55, F.S.; providing legislative findings; prohibiting service providers, operators of recovery residences,

and certain third parties from engaging in specified marketing practices; providing penalties; amending s. 501.605, F.S.; requiring entities providing substance abuse marketing services in accordance with s. 397.55, F.S., to be licensed; exempting such entities from licensure requirement to post a bond, letter of credit, or certificate of deposit; providing general civil remedies; amending s. 501.606, F.S.; requiring an entity providing substance abuse marketing services to make certain disclosures in its licensure application; amending s. 501.608, F.S.; authorizing the department to issue a cease and desist order and to order an entity providing substance abuse marketing services to leave an office if the entity is unable to properly display or produce a license or a receipt of filing of an affidavit of exemption; requiring such entity to exhibit an active license before a local occupational license may be issued or reissued; amending s. 501.612, F.S.; granting the Department of Agriculture and Consumer Services the ability to take action against an entity providing substance abuse marketing services without a license; amending s. 501.618, F.S.; subjecting an entity providing substance abuse marketing services to civil remedies for licensure violation; creating s. 817.0345, F.S.; prohibiting a person from knowingly and willfully making specified false or misleading statements or providing specified false or misleading information under certain circumstances; providing penalties; amending s. 817.505, F.S.; providing that it is unlawful for a person to offer or pay, or solicit or receive, benefits under certain circumstances; providing fines and penalties; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending s. 921.0022, F.S.; reclassifying the offense of patient brokering on the offense severity ranking chart of the Criminal Punishment Code; amending ss. 212.055, 394.4573, 394.9085, 397.416, 397.753, 409.1757, 440.102, and 985.045, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families, and Elder Affairs; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 865, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Williamson, Fischer, Massullo—

CS for CS for CS for HB 865—A bill to be entitled An act relating to the Department of Transportation; creating s. 316.0898, F.S.; requiring the department, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge Grant Program; providing requirements for grant applicants; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for receipt of grants and a plan for promotion of the grant program; authorizing the department to contract with a third party for certain purposes; requiring the department to submit certain information to the Governor and Legislature; providing for future repeal; amending s. 316.545, F.S.; providing for assessment and calculation of a fine for unlawful weight and load of a vehicle fueled by natural gas; requiring written certification of certain weight information; providing gross vehicle weight requirements; providing an exception; amending s. 335.074, F.S.; requiring inspection of certain bridges at intervals required by the Federal Highway Administration; amending s. 337.11, F.S.; revising the amount for which the department may enter into certain construction and maintenance contracts; amending s. 337.401, F.S.; authorizing the department and certain local governmental entities to prescribe and enforce rules or regulations regarding the placing and maintaining of certain voice or data communications services lines or wireless facilities on certain rights-of-way; amending s. 338.227, F.S.; providing requirements for the validation of turnpike revenue bonds and related complaints; requiring the department to undertake an economic feasibility study relating to the acquisition of the Garcon Point Bridge; requiring a report to the Governor and Legislature; amending s. 339.135, F.S.; waiving

requirements for approval of certain work program amendments by the Legislative Budget Commission under certain conditions; amending s. 339.2405, F.S.; deleting provisions relating to the Florida Highway Beautification Council; transferring certain powers and duties of the council to the department; amending s. 343.52, F.S.; defining the term "department"; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into certain contracts or agreements without department approval of the authority's expenditures; amending s. 343.58, F.S.; providing that certain funds provided to the authority constitute state financial assistance; requiring a written agreement for provision of such funds; authorizing the department to advance a certain amount of funds under certain circumstances; requiring the department to submit to the Governor and Legislature a review of the boundaries and headquarters of department districts and a study on the expenses associated with creating an additional district; authorizing the Secretary of Transportation to enroll the state in federal pilot programs or projects for the collection and study of certain data; amending s. 215.82, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 959 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Mariano, Burgess, Abruzzo, Albritton, Baez, Cortes, B., Drake, Grant, J., Leek, Ponder, Renner—

HB 959—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as the emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; authorizing the Department of Management Services to procure and distribute the flags by a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1077 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Trumbull, Gruters—

CS for HB 1077—A bill to be entitled An act relating to allocation of trauma centers; amending s. 395.402, F.S.; determining the need for a minimum number of Level I or Level II adult trauma centers in trauma service areas with certain population levels; authorizing the Department of Health to allocate additional trauma centers above the minimum number deemed necessary; requiring all Level I, Level II, and pediatric trauma centers with provisional approval, final approval, or verification from the department to count against the total number of trauma centers allocated statewide; amending s. 395.4025, F.S.; determining the need for a minimum number of Level I or Level II adult trauma centers in trauma service areas with certain population levels; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 1085 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Raschein, Baez, Nuñez, Porter—

HB 1085—A bill to be entitled An act relating to Florida Keys Community College; amending s. 1000.21, F.S.; changing the name of Florida Keys Community College to "The College of the Florida Keys"; providing an effective date.

—was referred to the Committees on Education; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1137 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Government Operations & Technology Appropriations Subcommittee and Representative(s) Edwards—

CS for CS for HB 1137—A bill to be entitled An act relating to the use of state funds; amending s. 112.061, F.S.; providing a limitation on actual expenses of certain lodging that may be reimbursed for a state agency or judicial branch employee; authorizing an employee to expend his or her own funds on lodging expenses that exceed a specified amount; amending s. 286.27, F.S.; prohibiting the use of state funds to purchase alcoholic beverages and food or beverages for certain state agency appreciation or recognition events; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1163 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Transportation & Tourism Appropriations Subcommittee and Representative(s) Spano, Combee, Ingoglia, Killebrew, Massullo, Sullivan, White—

CS for HB 1163—A bill to be entitled An act relating to agency rulemaking; amending s. 120.54, F.S.; requiring certain notices to include an agency website address for a specified purpose; requiring an agency to prepare a statement of estimated regulatory costs before adopting or amending any rule other than an emergency rule; requiring an agency to prepare a statement of estimated regulatory costs before repealing a rule in certain circumstances; amending s. 120.541, F.S.; requiring the Department of State to include on the Florida Administrative Register website the agency website addresses where statements of estimated regulatory costs can be viewed in their entirety; requiring an agency to include in its notice of intended action the agency website address where the statement of estimated regulatory cost can be read in its entirety; requiring an agency to provide a notice of revision when an agency revises a statement of estimated regulatory cost; providing an effective date.

—was referred to the Committees on Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1183 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Silvers, Daniels, Duran, Jacobs, Mercado, Willhite—

CS for CS for HB 1183—A bill to be entitled An act relating to admission of children and adolescents to mental health facilities; amending s. 394.463, F.S.; requiring a facility to initiate an involuntary examination of a minor within 12 hours; creating a task force within the Department of Children and Families; providing purpose and membership; requiring the task force to analyze certain data and make recommendations in a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1281, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Albritton—

CS for CS for HB 1281—A bill to be entitled An act relating to the Department of Management Services; amending s. 287.057, F.S.; creating a task force to evaluate procurement laws and policies and make specified recommendations; specifying membership of the task force; providing meeting requirements; providing for administrative and technical support of the task force; providing that task force members shall serve without compensation or reimbursement of expenses; requiring the task force to submit a report to the Governor and the Legislature by a certain date; providing for the termination of the task force; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1325, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Oversight, Transparency & Administration Subcommittee and Representative(s) Renner, Caldwell—

CS for CS for HB 1325—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; revising the definition of the term "marksense ballots" for purposes of the Florida Election Code; amending s. 99.012, F.S.; requiring an officer who qualifies for federal office to resign from the office he or she presently holds if the terms, or any part thereof, run concurrently; providing requirements for resignation; providing for automatic irrevocable resignation in the event of non-compliance; specifying that a resignation creates a vacancy in office and providing requirements therefor; revising an exemption; amending s. 99.021, F.S.; providing requirements for persons seeking to qualify for election as a candidate with no party affiliation; amending s. 99.061, F.S.; providing an additional means by which a candidate may pay his or her qualifying fee; conforming provisions to changes made by the act; amending s. 99.063, F.S.; conforming provisions to changes made by the act; amending s. 99.0955, F.S.; providing requirements for persons seeking to qualify as a candidate with no party affiliation; amending s. 100.011, F.S.; prohibiting a court from extending the official time of closing of the polls except under certain circumstances; amending s. 100.3605, F.S.; requiring the governing body of a municipality to de-

termine the date on which initial and runoff elections for municipal office are held and providing options therefor; preempting the state the authority to establish election dates for municipal elections; providing construction; amending s. 100.361, F.S.; requiring municipal recall elections to be held concurrently with municipal elections under certain conditions; amending s. 101.131, F.S.; prohibiting an elected official from being designated as a poll watcher; amending s. 101.151, F.S.; providing applicability of specified ballot requirements to a voter interface device; amending s. 101.20, F.S.; providing an exception to the requirement that a sample ballot be published by the supervisor of elections in a newspaper of general circulation in the county; amending ss. 101.5603 and 101.56075, F.S.; conforming provisions to changes made by the act; repealing s. 101.75, F.S., relating to change of dates for cause in municipal elections; amending s. 105.031, F.S.; providing an additional means by which certain nonpartisan candidates may pay their qualification fees; amending s. 121.121, F.S.; revising a cross-reference to conform to changes made by the act; extending the terms of incumbent elected municipal officers until the next municipal election; providing effective dates.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1375, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Grant, J.—

CS for CS for CS for HB 1375—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S.; revising presale specialty license plate voucher requirements; prohibiting development of new specialty license plates except under certain circumstances; providing requirements for issuance of such plates; amending s. 320.08056, F.S.; deleting and establishing annual use fees for certain specialty license plates; revising provisions for discontinuing issuance of a specialty license plate; providing for payment and distribution of fees for discontinued plates; providing an exception to the requirement that certain fees and interest be expended only for use in this state; providing applicability; amending s. 320.08058, F.S.; revising the design of, deleting provisions relating to, revising distribution of proceeds from the sale of, and directing the Department of Highway Safety and Motor Vehicles to create certain specialty license plates; providing an effective date.

—was referred to the Committees on Transportation; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1379 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Diaz, J.—

CS for HB 1379—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and receive funding from additional sources to defray costs associated with the annual policy summit; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign highway patrol officers to the Office of the Attorney General as requested; amending ss. 501.203 and 501.204, F.S.; updating references for purposes of the Florida Deceptive and Unfair Trade Practices Act; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.1201, F.S.; defining the term "delivery of notice"; conforming a provision to changes

made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; amending s. 896.101, F.S.; defining the term "virtual currency"; expanding the Florida Money Laundering Act to prohibit the laundering of virtual currency; amending s. 960.03, F.S.; revising definitions for purposes of crime victim assistance; amending s. 960.16, F.S.; providing that awards of emergency responder death benefits under a specified provision are not subject to subrogation; creating s. 960.194, F.S.; providing definitions; providing for awards to the surviving family members of first responders who, as a result of a crime, are killed answering a call for service in the line of duty; specifying considerations in the determination of the amount of such an award; providing for apportionment of awards in certain circumstances; authorizing rulemaking for specified purposes; providing for denial of benefits under certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1421 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Grant, J., Plascencia—

CS for HB 1421—A bill to be entitled An act relating to property insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations of assignment agreements; providing burden of proof; providing an assignment agreement does not affect managed repair arrangements under an insurance policy; providing an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; providing for an award of reasonable attorney fees relating to certain claims arising under an assignment agreement; requiring the Office of Insurance Regulation to require insurers to report specified data; providing applicability; amending s. 627.422, F.S.; specifying certain residential property insurance policies may not prohibit assignment of post-loss benefits; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6013 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Byrd, Fant, Fischer—

CS for CS for HB 6013—A bill to be entitled An act relating to return of property; amending s. 933.14, F.S.; deleting a provision requiring a court to order the return of a pistol or firearm when the pistol or firearm is taken by an officer with a search warrant or without a search warrant upon viewing a breach of the peace; providing an effective date.

—was referred to the Committees on Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 6531 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Drake—

CS for CS for HB 6531—A bill to be entitled An act for the relief of Dustin Reinhardt by the Palm Beach County School Board; providing for an appropriation and annuity to compensate him for injuries sustained as a result of the negligence of employees of the Palm Beach County School District; providing that certain payments and the amount awarded under the act satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7047 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Careers & Competition Subcommittee and Representative(s) Beshears—

CS for HB 7047—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms "restricted barber" and "restricted barbering"; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; defining the term "business organization"; deleting the definition of the term "certificate of authorization"; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain

circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term "certificate of authorization"; defining the terms "business organization" and "qualifying agent"; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 492.104, F.S.; making conforming and technical changes; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7051 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Byrd—

HB 7051—A bill to be entitled An act relating to clerks of the circuit court; amending s. 11.90, F.S.; removing duties of the Legislative Budget Commission regarding budgets of the Florida Clerks of Court Operations Corporation and the clerks of the court; amending s. 28.35, F.S.; revising duties of the corporation; prohibiting the total combined proposed budgets of clerks of the court from exceeding specified limits; requiring the corporation to provide an annual report to the Governor, Legislature, and chairs of the legislative appropriations committees regarding court operations and budgets; deleting duties of the commission in considering budgets of the clerks of the court; amending s. 28.36, F.S.; authorizing the corporation to amend budgets of the clerks of the court; amending s. 40.24, F.S.; transferring the responsibility of paying jurors from clerks of the court to the state; amending s. 40.29, F.S.; requiring clerks of the circuit court to forward quarterly estimates of funds necessary for certain jury-related costs to the commission; revising procedures governing the payment of due-process service-related costs; amending s. 40.31, F.S.; authorizing the commission to apportion appropriations, and requiring the Chief Financial Officer to issue a warrant to pay apportioned amounts, to counties for jury-related expenses; providing procedures for clerks of the court to follow if the apportioned amounts are insufficient to pay all jury-related expenses; amending s. 40.32, F.S.; removing a provision regarding funding of jury-related costs to conform to changes made by the act; amending s. 40.33, F.S.; authorizing clerks of the circuit court to request from the commission additional funds to pay jury-related expenses in the event of a deficiency; amending s. 40.34, F.S.; requiring clerks of the court to provide for payroll in triplicate for the payment of jurors; specifying information to be included in such payroll; providing an effective date.

—was referred to the Committees on Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7065, as amended, by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Ways & Means Committee and Representative(s) Burton—

CS for HB 7065—A bill to be entitled An act relating to local government fiscal transparency; amending s. 11.40, F.S.; expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; amending s. 11.45, F.S.; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; amending ss. 125.045 and 166.021, F.S.; revising reporting requirements for certain local government economic development incentives; transferring and renumbering s. 218.80, F.S.; creating pt. VIII of ch. 218, consisting of sections 218.801, 218.803, 218.805, 218.81, 218.82, 218.83, 218.84, 218.88, and 218.89, F.S.; providing a short title; specifying purpose of the local government fiscal transparency requirements; providing definitions; requiring local governments to post certain voting record information on their websites; requiring the posting of specified links to related sites if certain documentation or details are available; requiring property appraisers to post certain property tax information and history on their websites; requiring local governments to post certain property tax information and history on their websites; requiring public notices for public hearings and meetings prior to certain increases of local government tax levies or issuance of new tax-supported debt; specifying noticing and advertising requirements for such public hearings and meetings; requiring local governments to conduct certain debt affordability analyses under specified conditions; requiring audits of local governments to include affidavits signed by the chair of the local government governing board providing specified information to accompany audits of local governments and filed with the Auditor General; providing a method for local governments that do not operate a website to post certain required information; amending s. 218.32, F.S.; conforming a cross-reference; providing this act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7075, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Harrell, Gruters, Payne—

CS for HB 7075—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; redefining the term "permanency goal"; amending s. 39.013, F.S.; extending court jurisdiction to age 22 for young adults with disabilities in foster care; amending s. 39.6035, F.S.; requiring a transition plan to be approved before a child reaches 18 years of age; amending s. 39.621, F.S.; specifying the circumstances under which the permanency goal of maintaining and strengthening the placement with a parent may be used; amending s. 125.901, F.S.; providing an exception to the requirement that a county's governing body submit a general election ballot question on whether to retain a children's services district with voter-approved taxing authority; amending s. 409.996, F.S.; requiring the Department of Children and Families, in collaboration with certain entities, to develop a statewide quality accountability system for residential group care providers; providing requirements for the system; requiring the department to submit a report to the Governor and the Legislature by a specified date and annually thereafter; providing requirements for the report; requiring the system

to be implemented by a specified date; authorizing the department to adopt rules; requiring the department to convene a workgroup; providing requirements for the workgroup; requiring the department to submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.521, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7117, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Cummings—

HB 7117—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; revising requirements relating to the compilation and publication of certain Medicaid data by the Agency for Health Care Administration; revising the designation and county makeup of regions for procurement of health plans eligible to participate in the program; requiring the agency to give preference to plans that propose establishing a comprehensive long-term care plan; authorizing contract awards in specified regions under certain conditions; amending s. 409.967, F.S.; requiring the agency to test provider network databases maintained by Medicaid managed care plans; requiring the agency to impose fines, and authorizing the agency to impose other sanctions, on plans that fail to comply with certain claim payment requirements; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.972, F.S.; requiring the agency to seek federal approval to require Medicaid enrollees to engage in certain work activities to maintain eligibility and enrollment and to establish monthly premiums payable by enrollees; amending s. 409.974, F.S.; deleting an obsolete provision; revising the number of eligible plans the agency must procure for certain regions; deleting provisions that require the agency to issue an invitation to negotiate and to give preference to certain plans; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible plans that the agency must procure for certain regions; deleting provisions that require the agency to issue an invitation to negotiate and to consider a specific factor relating to the selection of eligible plans; amending s. 409.982, F.S.; deleting a provision that requires long-term care managed care plans to pay nursing homes at the payment rate set by the agency; amending s. 409.983, F.S.; deleting a provision that requires the agency to establish nursing-facility-specific payment rates; requiring long-term care managed care plans and providers to negotiate payment rates, methods, and terms; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 28 was corrected and approved.

CO-INTRODUCERS

Senators Brandes—CS for SB 282; Campbell—CS for CS for SB 1590;
Stargel—CS for SB 1362

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 4:06 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, May 2 or upon call of the President.

SENATE PAGES

May 1-5, 2017

Joseph Eliancy, Miami; Caden Emerson, Oviedo; Trajan Forbes, Tallahassee; Stephanie Harris, Clarksville; Ashton Hasner, Jupiter; Haleigh Howell, Panama City Beach; Emma Kerr, Tallahassee; Laiken Kinsey, Tallahassee; Darron Mayes, Jr., Bradenton; Reece Poppell, Tallahassee; Brennan Reyes, Tallahassee; Emanuel Rouson, St. Petersburg; Clayton Vance, Lake Placid; Jack Volkert, Tallahassee



Journal of the Senate

Number 23—Regular Session

Tuesday, May 2, 2017

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CALL TO ORDER

The Senate was called to order by President Negrón at 10:00 a.m. A quorum present—37:

Mr. President	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Galvano	Rouson
Benacquisto	Garcia	Simmons
Book	Gibson	Simpson
Bracy	Grimsley	Stargel
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	
Farmer	Powell	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Bishop Leofric W. Thomas, Sr., Open Arms Christian Fellowship, Jacksonville:

Gracious God, our father, we honor you, we applaud you, we appreciate you, and we adore you, today. We thank you for your omnipotent presence in this place.

We pray now, God, for the gathering that has assembled in this room. We pray for every piece of legislation and all of the bills. As these Senators dialogue and discuss the important things that go along with guiding and leading our state, I pray, God, that you will hover over this place and you will speak to every mind. I pray that you will corral every thought that will help them to understand that our gathering is about leading, guiding, and governing the people of the State of Florida.

We thank you for the State of Florida. I thank you for every municipality, for every township, and for every area that is represented here today. Thank you for governing from the heavenly realm.

Thank you, God, for you have pronounced that this time they share together will be guided by your presence. So, God, we give you glory, we give you praise, and we give you honor. In the matchless, marvelous, and mighty name of our Christ, we pray. Amen.

PLEDGE

Senate Pages, Darren Mayes of Bradenton; Stephanie Foxworth of Clarksville; and Joseph Eliancy of Miami, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Grimsley—

By Senator Grimsley—

SR 1846—A resolution commending the University of Florida Institute of Food and Agricultural Sciences Citrus Research and Education Center for its 100 years of service to the state’s citrus producers and residents.

WHEREAS, the University of Florida Institute of Food and Agricultural Sciences (UF/IFAS) Citrus Research and Education Center in Lake Alfred celebrates 100 years of service to the state of Florida, its residents, and its agricultural producers in 2017, and

WHEREAS, the UF/IFAS Citrus Research and Education Center is the state’s oldest and largest agricultural research and education center and the largest facility in the world devoted to a single commodity, and

WHEREAS, the UF/IFAS Citrus Research and Education Center began in 1917 after a group of Polk County citrus growers raised nearly \$14,000 to purchase land for a research station, and the center was later legally established by the Legislature, and

WHEREAS, today the UF/IFAS Citrus Research and Education Center employs 250 people and is also home to the scientific research staff of the Florida Department of Citrus, and

WHEREAS, the UF/IFAS Citrus Research and Education Center spans more than 600 acres of groves and has greenhouses, a fresh fruit packinghouse, a juice processing pilot plant, and more than 40 laboratories, and

WHEREAS, the UF/IFAS Citrus Research and Education Center has an enduring legacy of service to the citrus industry in the center’s work to develop the technology for making frozen concentrate orange juice, as well as new orange, grapefruit, and lemon varieties, contributing to the state’s multi-billion dollar citrus production, and

WHEREAS, UF/IFAS Citrus Research and Education Center scientists have been at the forefront in fighting diseases that have threatened or continue to threaten the state’s citrus crop, including solutions for yellow spot, greasy spot, alternaria brown spot, and citrus canker, and in leading the fight against the devastating Huanglongbing, also known as citrus greening, and

WHEREAS, UF/IFAS Citrus Research and Education Center scientists and researchers have achieved advances in precision agriculture, especially the use of global positioning system satellites, computers, unmanned aerial vehicles, and other technology to analyze groves for disease and pests, soil deficiencies, and other problems that may otherwise go undetected, and have developed best management prac-

tices that minimize the negative effects of herbicides and pesticides on the environment, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate commends the University of Florida Institute of Food and Agricultural Sciences Citrus Research and Education Center for its 100 years of service to the state's citrus producers and residents.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the University of Florida Institute of Food and Agricultural Sciences Citrus Research and Education Center as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

CS for CS for CS for SB 498—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities must be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms “practice of surveying and mapping” and “subordinate”; amending s. 472.013, F.S.; revising the standards for applicant eligibility to take the licensure examination to practice as a surveyor or mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement; amending s. 472.018, F.S.; authorizing the board to provide by rule for the carryover hours of continuing education requirements up to a specified maximum; deleting a requirement that the board approve course content for continuing education courses; requiring the board to adopt rules to establish criteria for continuing education providers; authorizing the board to provide by rule the method of delivery and criteria that may be used to satisfy continuing education requirements; deleting a requirement that the board must issue cease and desist orders and enact certain penalties for continuing education providers offering services that fail to conform to approved course material; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class “K” licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of Class “G” or Class “K” applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class “G” licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; conforming a cross-reference; revising the circumstances under which certain licensees may carry a concealed firearm; revising the conditions under which the department may issue a temporary Class “G” license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the department; requiring

the department to temporarily suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; making technical changes; specifying that re-applicants for a license expired for 1 year or more are considered initial applicants and must submit proof of certain training before issuance of a new license; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, rather than just completion of such training; amending s. 501.013, F.S.; providing that a program or facility offered by an organization for the exclusive use of its employees and their family members is not subject to certain health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no sales solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; redefining the term “weights and measures” to exclude taximeters and transportation measurement systems; amending s. 531.61, F.S.; deleting certain taximeters from permitting requirements for commercially operated or tested weights or measures instruments or devices; repealing s. 531.63(2)(g), F.S.; relating to maximum permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, of a brand must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the registration and renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; revising the license fees to obtain or renew such license; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 498**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 467** was withdrawn from the Committees on Commerce and Tourism; Judiciary; and Appropriations.

On motion by Senator Young—

CS for CS for HB 467—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms “practice of surveying and mapping” and “subordinate”; amending s. 472.013, F.S.; revising the standards for when an applicant is eligible to take the licensure examination to practice as a surveyor and mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement for surveyors and mappers; amending s. 472.018, F.S.; revising the continuing education requirements for new surveyor and mapper licensees and renewal of surveyor and mapper licenses; authorizing the

board to provide by rule the method of delivery of, criteria for, and provisions to carryover hours for continuing education requirements; deleting a requirement that the board approve courses; requiring the board to issue cease and desist orders and enact certain penalties for continuing education providers failing to conform to board rules; requiring the department to establish a system for the administration of continuing education requirements adopted by the board; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class "K" licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class "G" licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; correcting a cross-reference regarding the conditions under which a Class "G" licensee may carry a concealed weapon; revising the conditions under which the department may issue a temporary Class "G" license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the Department of Agriculture and Consumer Services; requiring the department to suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training must be provided in two parts; deleting obsolete provisions; making technical changes; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class "E" and "EE" licenses submit proof of successful completion of certain training, not just complete such training; deleting an obsolete provision; amending s. 501.013, F.S.; exempting certain programs and facilities from health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no-solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; revising a definition; amending s. 531.61, F.S.; removing an exemption from commercial use permit requirements for taximeters and transportation measurement systems; amending s. 531.63, F.S.; removing a limitation on annual commercial use permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has

exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; reducing the fees for concealed weapon or firearm licenses; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 498** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 467** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 346—A bill to be entitled An act relating to fictitious name registration; reordering and amending s. 865.09, F.S.; defining the term "registrant"; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; specifying additional terms that may not be included in a fictitious name; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 346**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 169** was withdrawn from the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

On motion by Senator Stargel—

CS for CS for HB 169—A bill to be entitled An act relating to fictitious name registration; amending s. 865.09, F.S.; defining the term "registrant"; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; specifying additional terms that may not be included in a fictitious name; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 346** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 169** was placed on the calendar of Bills on Third Reading.

CS for SB 50—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 50**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6539** was withdrawn from the Committee on Appropriations.

On motion by Senator Gibson—

CS for HB 6539—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for

the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 50** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6539** was placed on the calendar of Bills on Third Reading.

CS for SB 46—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 46**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6521** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

On motion by Senator Montford—

CS for HB 6521—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 46** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6521** was placed on the calendar of Bills on Third Reading.

CS for SB 42—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 42**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6507** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

On motion by Senator Montford—

CS for HB 6507—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 42** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6507** was placed on the calendar of Bills on Third Reading.

SB 720—A bill to be entitled An act related to the Central Florida Expressway Authority; amending s. 348.753, F.S.; increasing the number of members making up the governing body of the Central Florida Expressway Authority; adding the chair of the board of the

county commission of Brevard County to the list of chairs authorized to appoint a member to the authority; adding Brevard County to the list of counties the citizens of which may be appointed by the Governor to serve on the authority; requiring six members of the authority to constitute a quorum; requiring the vote of six members for any action taken by the authority; amending s. 348.754, F.S.; adding the geographical boundary of Brevard County to the area served by the authority; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 720**, pursuant to Rule 3.11(3), there being no objection, **HB 299** was withdrawn from the Committees on Transportation; Ethics and Elections; and Rules.

On motion by Senator Mayfield—

HB 299—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; increasing the membership of the governing board of the authority to include a member appointed by the chair of the Brevard County Commission; authorizing the Governor to appoint a citizen member from Brevard County; conforming quorum and voting requirements; amending s. 348.754, F.S.; adding the area within the geographical boundary of Brevard County to the area to be served by the authority; authorizing the authority to exercise certain powers outside the jurisdictional boundaries of Brevard County; providing an effective date.

—a companion measure, was substituted for **SB 720** and read the second time by title.

Pursuant to Rule 4.19, **HB 299** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 986** was deferred.

SB 1056—A bill to be entitled An act relating to home health care agency licenses; amending s. 400.471, F.S.; removing a prohibition against the issuance of an initial home health agency license to an applicant who shares common controlling interests with another licensed home health agency located within 10 miles of the applicant and in the same county; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1056**, pursuant to Rule 3.11(3), there being no objection, **HB 6021** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Garcia—

HB 6021—A bill to be entitled An act relating to home health agency licensure; amending s. 400.471, F.S.; repealing a provision prohibiting the Agency for Health Care Administration from issuing an initial license to an applicant for a home health agency license which is located within a certain distance of a licensed home health agency that has common controlling interests; providing an effective date.

—a companion measure, was substituted for **SB 1056** and read the second time by title.

Pursuant to Rule 4.19, **HB 6021** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 150—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s.

893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, violent offenses committed against specified officials, when sentences to be concurrent and when consecutive, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and noninstructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 150**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 477** was withdrawn from the Committees on Criminal Justice; Judiciary; and Appropriations.

On motion by Senator Steube—

CS for HB 477—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d),

63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and noninstructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 150** and read the second time by title.

Senator Bracy moved the following amendment which was adopted:

Amendment 1 (285990) (with title amendment)—Between lines 1371 and 1372 insert:

c. For an offense listed under this subparagraph, a court may depart from the applicable mandatory minimum sentence under subparagraph b. if the court finds in giving due regard to the nature of the defendant's crime, the defendant's criminal history and character, and the defendant's chance of successful rehabilitation, there are compelling reasons on the record that imposition of the mandatory minimum is not necessary for the protection of the public.

And the title is amended as follows:

Delete line 26 and insert: offense; authorizing a court to depart from a mandatory minimum sentence for trafficking in fentanyl if the court makes specified findings; revising the substances that constitute the

Pursuant to Rule 4.19, **CS for HB 477**, as amended, was placed on the calendar of Bills on Third Reading.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 11:06 a.m. to reconvene at 2:00 p.m., or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 3:00 p.m. A quorum present—32:

Mr. President	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Mayfield	Steube
Braynon	Montford	Stewart
Broxson	Passidomo	Torres
Campbell	Perry	Young
Clemens	Powell	

By direction of the President, pursuant to Rule 4.3(3), the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 10, with 1 amendment, and requests the concurrence of the Senate.

Portia Palmer, Clerk

CS for SB 10—A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; authorizing the South Florida Water Management District and the Board of Trustees of the Internal Improvement Trust Fund to negotiate the amendment and termination of leases on lands within the Everglades Agricultural Area for exchange or use for the reservoir project; requiring certain lease agreements for agricultural work programs to be terminated in accordance with the lease terms; requiring the district to identify certain lands; requiring that the district contact the lessors or landowners of any land identified by a certain date; requiring the board to provide certain land to the district; authorizing the district to acquire land from willing sellers under certain circumstances; prohibiting the total acreage necessary for additional water treatment from exceeding the amount reasonably required to meet state and federal water quality standards; requiring the district to request that the United States Army Corps of Engineers jointly develop a post-authorization change report for the Central Everglades Planning Project; providing requirements for the report; requiring the district to report the status of the report to the Legislature by a certain date; requiring the district to terminate an option agreement under certain circumstances; requiring the district to request the corps to initiate the project implementation report for the Everglades Agricultural Area reservoir project by a certain date under specified conditions; requiring the district to give hiring preferences to certain displaced agricultural workers; authorizing the district to negotiate with the owners of the C-51 reservoir project; providing requirements for the C-51 reservoir project if state funds are appropriated for the project; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to request the corps, in the corps' review of the regulation schedule, to consider any repairs to the Herbert Hoover Dike and implementation of certain projects to optimally utilize the added storage capacity; creating s. 373.475, F.S.; providing legislative findings and intent; defining terms; requiring the state, through the Department of Environmental Protection, to provide certain funding assistance to local governments and water supply entities for the development and construction of water storage facilities; requiring the department to adopt rules; specifying required documentation for local government or water supply entities; specifying that recipients need not request certain advance payment; authorizing technical assistance from the department and water management districts to local governments or water supply entities for a certain purpose; specifying certain loan funding minimums and term requirements; requiring a report; authorizing certain audits and servicing fees; providing that the Water Protection and Sustainability Program Trust Fund must be used to carry out the purposes of the water storage facility revolving loan fund; specifying certain default and compliance provisions; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from and to the Water Protection and Sustainability Program Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; amending s. 946.511, F.S.; prohibiting the use of inmates for correctional work programs in the agricultural industry in certain areas; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

House Amendment 1 (061749) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (3) of section 201.15, Florida Statutes, is amended to read:

201.15 Distribution of taxes collected.—All taxes collected under this chapter are hereby pledged and shall be first made available to make payments when due on bonds issued pursuant to s. 215.618 or s. 215.619, or any other bonds authorized to be issued on a parity basis with such bonds. Such pledge and availability for the payment of these bonds shall have priority over any requirement for the payment of service charges or costs of collection and enforcement under this section. All taxes collected under this chapter, except taxes distributed to the Land Acquisition Trust Fund pursuant to subsections (1) and (2), are subject to the service charge imposed in s. 215.20(1). Before distribution pursuant to this section, the Department of Revenue shall deduct amounts necessary to pay the costs of the collection and enforcement of the tax levied by this chapter. The costs and service charge may not be levied against any portion of taxes pledged to debt service on bonds to the extent that the costs and service charge are required to pay any amounts relating to the bonds. All of the costs of the collection and enforcement of the tax levied by this chapter and the service charge shall be available and transferred to the extent necessary to pay debt service and any other amounts payable with respect to bonds authorized before January 1, 2017, secured by revenues distributed pursuant to this section. All taxes remaining after deduction of costs shall be distributed as follows:

(3) Amounts on deposit in the Land Acquisition Trust Fund shall be used in the following order:

(a) Payment of debt service or funding of debt service reserve funds, rebate obligations, or other amounts payable with respect to Florida Forever bonds issued pursuant to s. 215.618. The amount used for such purposes may not exceed \$300 million in each fiscal year. It is the intent of the Legislature that all bonds issued to fund the Florida Forever Act be retired by December 31, 2040. Except for bonds issued to refund previously issued bonds, no series of bonds may be issued pursuant to this paragraph unless such bonds are approved and the debt service for the remainder of the fiscal year in which the bonds are issued is specifically appropriated in the General Appropriations Act or other law with respect to bonds issued for the purposes of s. 373.4598.

Bonds issued pursuant to s. 215.618 or s. 215.619 are equally and ratably secured by moneys distributable to the Land Acquisition Trust Fund.

Section 2. Subsection (5) of section 215.618, Florida Statutes, is amended to read:

215.618 Bonds for acquisition and improvement of land, water areas, and related property interests and resources.—

(5) The proceeds from the sale of bonds issued pursuant to this section, less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, shall be deposited into the Florida Forever Trust Fund. The bond proceeds deposited into the Florida Forever Trust Fund shall be distributed by the Department of Environmental Protection as provided in s. 259.105. *This subsection does not apply to proceeds from the sale of bonds issued for the purposes of s. 373.4598.*

Section 3. Section 373.4598, Florida Statutes, is created to read:

373.4598 *Water storage reservoirs.*—

(1) **LEGISLATIVE FINDINGS AND INTENT.**—

(a) *The Legislature declares that an emergency exists regarding the St. Lucie and Caloosahatchee estuaries due to the high-volume freshwater discharges to the east and west of the lake. Such discharges have manifested in widespread algae blooms, public health impacts, and extensive environmental harm to wildlife and the aquatic ecosystem. These conditions, as outlined in the state of emergency declared by the Governor under Executive Orders 16-59, 16-155, and 16-156, threaten the ecological integrity of the estuaries and the economic viability of the state and affected communities.*

(b) *The Legislature finds that increasing water storage is necessary to reduce the high-volume freshwater discharges from the lake to the estuaries and restore the hydrological connection to the Everglades. CERP projects necessary to reduce the discharges and improve the flows to the Everglades should receive priority funding, such as the Lake*

Okeechobee Watershed project to the north of the lake; the Everglades Agricultural Area Reservoir project to the south of the lake; the C-43 West Basin Reservoir Storage project to the west of the lake; and the Indian River Lagoon-South project to the east of the lake.

(c) The Legislature finds that the rate of funding for CERP must be increased if restoration will be achieved within the timeframe originally envisioned and that the delay in substantial progress toward completing critical elements of restoration, such as southern storage, will cause irreparable harm to natural systems and, ultimately, increase the cost of restoration. A substantial commitment to the advancement of projects identified as part of CERP will reduce ongoing ecological damage to the St. Lucie and Caloosahatchee estuaries.

(d) The Legislature recognizes that the EAA reservoir project was conditionally authorized in the Water Resources Development Act of 2000 as a project component of CERP. Unless other funding is available, the Legislature directs the district, in the implementation of the reservoir project, to abide by applicable state and federal law in order to do that which is required to obtain federal credit under CERP. If the district implements the EAA reservoir project as a project component as defined in s. 373.1501, the district must abide by all applicable state and federal law relating to such projects.

(e) This section is not intended to diminish the commitments made by the state in chapter 2016-201, Laws of Florida.

(2) DEFINITIONS.—As used in this section, the term:

(a) “A-1 parcel” means an area of district-owned land located between the Miami Canal and North New River Canal consisting of approximately 17,000 acres which is bordered to the north by private agricultural lands, to the east by U.S. Highway 27, to the south by Stormwater Treatment Area 3/4, and to the west by the Holey Land Wildlife Management Area and the A-2 parcel.

(b) “A-2 parcel” means an area of district-owned land located between the Miami Canal and the North New River Canal consisting of approximately 14,000 acres of land to the east of the Miami Canal which is bordered to the north by private agricultural lands, to the east by the A-1 parcel, and to the south by the Holey Land Wildlife Management Area.

(c) “Board” means the Board of Trustees of the Internal Improvement Trust Fund.

(d) “Central Everglades Planning Project” or “CEPP” means the suite of CERP projects authorized as the “Central Everglades” project in the Water Infrastructure Improvements for the Nation Act, Public Law No. 114-322.

(e) “Comprehensive Everglades Restoration Plan” or “CERP” has the same meaning as the term “comprehensive plan” as defined in s. 373.470.

(f) “Corps” means the United States Army Corps of Engineers.

(g) “District” means the South Florida Water Management District.

(h) “Everglades Agricultural Area” or “EAA” has the same meaning as in s. 373.4592.

(i) “EAA reservoir project” means the Everglades Agricultural Area storage reservoir, known as Component G of CERP. The term includes any necessary water quality features that are required to meet state and federal water quality standards.

(j) “Lake” means Lake Okeechobee.

(k) “Option agreement” means the Second Amended and Restated Agreement for Sale and Purchase between the seller, United States Sugar Corporation, SBG Farms, Inc., and Southern Garden Groves Corporation, and the buyer, the South Florida Water Management District, dated August 12, 2010.

(3) EAA LEASE AGREEMENTS.—

(a) The district and the board are authorized to negotiate the amendment or termination of leases on lands within the EAA for exchange or use for the EAA reservoir project. Any such lease must be

terminated in accordance with the lease terms or upon the voluntary agreement of the lessor and lessee. In the event of any such lease termination, the lessee must be permitted to continue to farm on a field-by-field basis until such time as the lessee’s operations are incompatible with implementation of the EAA reservoir project, as reasonably determined by the lessor. The district and the board may include the swapping of land, assignment of leases, and other methods of providing valuable consideration in negotiating the amendments to or termination of such lease agreements.

(b) Any lease agreement relating to land in the EAA leased to the Prison Rehabilitative Industries and Diversified Enterprises, Inc., (PRIDE Enterprises) for an agricultural work program is required to be terminated in accordance with the terms of the lease agreement. Any such land previously leased may be made available by the board to the district for exchange for lands suitable for the EAA reservoir project or may be leased for agricultural purposes. The terms of any such lease must include provisions authorizing the lessor to terminate the lease at any time during the lease term as to any portion, or all of the premises, to be used for an environmental restoration purpose. The terms of the lease may not require more than 1 year’s notice in order for such termination to be effective. Any agricultural owner managing lands subject to an agreement with PRIDE shall be given the right of first refusal in leasing any such lands.

(c) If, after any termination of an EAA lease agreement, ratoon, stubble, or residual crop remaining on the lease premises is harvested or otherwise used by the lessor or any third party, the lessee is entitled to be compensated for any documented, unamortized planting costs, and any unamortized capital costs associated with the lease and incurred before notice.

(4) LAND ACQUISITION.—The Legislature declares that acquiring land to increase water storage south of the lake is in the public interest and that the governing board of the district may acquire land, if necessary, to implement the EAA reservoir project with the goal of providing at least 240,000 acre-feet of water storage south of the lake. The use of eminent domain in the EAA for the purpose of implementing the EAA reservoir project is prohibited.

(a) Upon the effective date of this act, the district shall identify the lessees of the approximately 3,200 acres of land owned by the state or the district west of the A-2 parcel and east of the Miami Canal and the private property owners of the approximately 500 acres of land surrounded by such lands.

(b) By July 31, 2017, the district shall contact the lessors and landowners of the land identified pursuant paragraph (a) to express the district’s interest in acquiring land through the purchase or exchange of lands or by the amendment or termination of lease agreements. If land swaps or purchases are necessary to assemble the required acreage, the participation of private landowners must be voluntary. The district shall contact the board to request that any lease of land identified pursuant to paragraph (a), the title to which is vested in the board, be amended or terminated. All appraisal reports, offers, and counteroffers in relation to this subsection are confidential and exempt from s. 119.07(1), as provided in s. 373.139.

(c) The board shall provide to the district, through direct acquisition in fee or by a supplemental agreement, any land, the title to which is vested in the board, that the district identifies as necessary to construct the EAA reservoir project.

(d) The total acreage necessary for additional water treatment may not exceed the amount reasonably required to meet state and federal water quality standards as determined using the water quality modeling tools of the district. The district shall use the latest version of the Dynamic Model for Stormwater Treatment Areas Model modeling tool and other modeling tools that will be required in the planning and design of the EAA reservoir project. If additional land not identified in paragraph (a) is necessary for the EAA reservoir project, the district shall acquire that land from willing sellers of property in conjunction with the development of the post—authorization change report.

(5) POST-AUTHORIZATION CHANGE REPORT.—

(a) The district is directed to request, by July 1, 2017, that the corps jointly develop a post-authorization change report with the district for

CEPP to revise the project component located on the A-2 parcel with the goal of increasing water storage provided by the project component to a minimum of 240,000 acre-feet. Upon agreement with the corps, development of the report must begin by August 1, 2017, and does not preclude the implementation of the remaining CEPP project components.

(b) Using the A-2 parcel and the additional land identified pursuant to subsection (4) and without modifying the A-1 parcel, the report must evaluate:

1. The optimal configuration of the EAA reservoir project for providing at least 240,000 acre-feet of water storage; and

2. Any necessary increases in canal conveyance capacity to reduce the discharges to the St. Lucie or Caloosahatchee estuaries.

(c) If the district and the corps determine that an alternate configuration of water storage and water quality features providing for significantly more water storage, but no less than 360,000 acre-feet of water storage, south of the lake can be implemented on a footprint that includes modification to the A-1 parcel, the district is authorized to recommend such an alternative configuration in the report. Any such recommendation must include sufficient water quality treatment capacity to meet state and federal water quality standards.

(d) Pending congressional approval of the report, the district may begin the preliminary planning or construction of, or modification to, the project site to the extent appropriate, subject to the availability of funding. Upon receipt of congressional approval of the report, construction of the EAA reservoir project shall be completed parallel with construction of the other CEPP project components, subject to the availability of funding.

(e) The district must report the status of the post-authorization change report to the Legislature by January 9, 2018. The status report must include information on the district's ability to obtain lease modifications and land acquisitions as provided in subsection (4). If the district in good faith believes that the post-authorization change report will receive ultimate approval but that an extension of the deadline provided in paragraph (7)(a) is needed, the district must include such a request in its status report and may be granted an extension by the Legislature. Any such extension must include a corresponding date by which the district must request the corps to initiate the project implementation report for the EAA reservoir project and may proceed with the implementation of CEPP project components in accordance with the final project implementation report.

(6) **OPTION AGREEMENT.**—The district must terminate the option agreement at the request of the seller if:

(a) The post-authorization change report receives congressional approval; or

(b) The district certifies to the board, the President of the Senate, and the Speaker of the House of Representatives that the acquisition of the land necessary for the EAA reservoir project, as provided in subsection (4), has been completed.

(7) **PROJECT IMPLEMENTATION REPORT.**—

(a) If, for any reason, the post-authorization change report is not approved by the corps and submitted for congressional approval by October 1, 2018, or the post-authorization change report has not received congressional approval by December 31, 2019, the district, unless granted an extension by the Legislature, must request the corps to initiate a project implementation report, as defined in s. 373.470, for the EAA reservoir project and the district may proceed with the implementation of CEPP project components in accordance with the final project implementation report.

(b) The district, when developing the project implementation report, must focus on the goals of the EAA reservoir project as identified in CERP, which include providing additional water storage and conveyance south of the lake to reduce the volume of regulatory discharges of water from the lake to the east and west.

(c) Upon finalization of the project implementation report, as defined in s. 373.470, the district, in coordination with the corps, shall seek congressional authorization for the EAA reservoir project.

(8) **AGRICULTURAL WORKERS.**—The district shall give preferential consideration to the hiring of former agricultural workers primarily employed during 36 of the past 60 months in the Everglades Agricultural Area, consistent with their qualifications and abilities, for the construction and operation of the EAA reservoir project. Any contract or subcontract for the construction and operation of the EAA reservoir project in which 50 percent or more of the cost is paid from state-appropriated funds must provide preference and priority in the hiring of such agricultural workers. The district shall give preferential consideration to contract proposals that include in the contractor's hiring practices training programs for such workers.

(9) **C-51 RESERVOIR PROJECT.**—

(a) The C-51 reservoir project is a water storage facility as defined in s. 373.475. The C-51 reservoir project is located in western Palm Beach County south of the lake and consists of in-ground reservoirs and conveyance structures that will provide water supply and water management benefits to participating water supply utilities and will also provide environmental benefits by reducing freshwater discharges to tide and making water available for natural systems.

(b) Phase I of the project will provide approximately 14,000 acre-feet of water storage and will hydraulically connect to the district's L-8 Flow Equalization Basin. Phase II of the project will provide approximately 46,000 acre-feet of water storage, for a total increase of 60,000 acre-feet of water storage.

(c) For Phase II of the C-51 reservoir project, the district may negotiate with the owners of the C-51 reservoir project site for the acquisition of the project or to enter into a public-private partnership. The district may acquire land near the C-51 reservoir through the purchase or exchange of land that is owned by the district or the state as necessary to implement Phase II of the project. The state and the district may consider potential swaps of land that is owned by the state or the district to achieve an optimal combination of water quality and water storage. The district may not exercise eminent domain for the purpose of implementing the C-51 reservoir project.

(d) If state funds are appropriated for Phase I or Phase II of the C-51 reservoir project:

1. The district shall operate the reservoir to maximize the reduction of high-volume Lake Okeechobee regulatory releases to the St. Lucie or Caloosahatchee estuaries, in addition to providing relief to the Lake Worth Lagoon;

2. Water made available by the reservoir shall be used for natural systems in addition to any allocated amounts for water supply; and

3. Any water received from Lake Okeechobee may not be available to support consumptive use permits.

(e) Phase I of the C-51 reservoir project may be funded by appropriation or through the water storage facility revolving loan fund as provided in s. 373.475. Phase II of the C-51 reservoir project may be funded pursuant to this section, pursuant to s. 373.475, as a project component of CERP, or pursuant to s. 375.041(3)(b)4.

(10) **FUNDING.**—

(a) The Legislature determines that the authorization and issuance of Florida Forever bonds for the purposes of this section is in the best interest of the state and determines that water storage reservoir projects should be implemented.

(b) Any cost related to this section, including, but not limited to, the costs for land acquisition, planning, and construction may be funded using proceeds from Florida Forever bonds issued under s. 215.618, in an amount of up to \$800 million, as authorized under that section. The bond proceeds from bonds issued for the purposes of this section shall be deposited into the Everglades Trust Fund.

(c) Notwithstanding s. 373.026(8)(b) or any other provision of law, the use of state funds is authorized for the EAA reservoir project.

(d) The district shall actively seek additional sources of funding, including federal funding, for the reservoir project.

(11) *LAKE OKEECHOBEE REGULATION SCHEDULE.*—The district shall request that the corps pursue the reevaluation of the Lake Okeechobee Regulation Schedule as expeditiously as possible, taking into consideration the repairs made to the Herbert Hoover Dike and implementation of projects designed to reduce high—volume freshwater discharges from the lake, in order to optimally utilize the added water storage capacity to reduce the high-volume freshwater discharges to the St. Lucie and Caloosahatchee estuaries.

Section 4. Section 373.475, Florida Statutes, is created to read:

373.475 Water storage facility revolving loan fund.—

(1)(a) In recognition that waters of the state are among the state's most basic resources, the Legislature declares that such waters should be managed to conserve and protect water resources and to realize the full beneficial use of such resources.

(b) As natural storage within the system has been lost due to development, the Legislature finds that additional natural or man-made water storage is required to capture and prevent water from being discharged to tide or otherwise lost.

(c) The Legislature finds that establishing infrastructure financing and providing technical assistance to local governments or water supply entities for water storage facilities is necessary to conserve and protect the waters of the state.

(2) For purposes of this section, the term:

(a) "Local governmental agency" means any municipality, county, district, or authority, or any agency thereof, or a combination of such, acting jointly in connection with a project, which has jurisdiction over a water storage facility.

(b) "Water storage facility" or "facility" means all facilities, including land, necessary for an above-ground or in-ground reservoir. Such facilities may be publicly owned, privately owned, investor-owned, or cooperatively held.

(3) The state, through the department, shall provide funding assistance to local governments or water supply entities for the development and construction of water storage facilities to increase the availability of sufficient water for all existing and future reasonable-beneficial uses and natural systems.

(a) The department may make loans, provide loan guarantees, purchase loan insurance, and refinance local debt through the issue of new loans for water storage facilities approved by the department. Local governments or water supply entities may borrow funds made available pursuant to this section and may pledge any revenues or other adequate security available to them to repay any funds borrowed.

(b) The department may award loan amounts for up to 75 percent of the costs of planning, designing, constructing, upgrading, or replacing water resource infrastructure or facilities, whether natural or man-made, including the acquisition of real property for water storage facilities.

(4) The department shall adopt rules to carry out the purposes of this section. Such rules must:

(a) Establish a priority system for loans based on compliance with state requirements. The priority system must give special consideration to:

1. Projects that provide for the development of alternative water supply projects and management techniques in areas where existing source waters are limited or threatened by saltwater intrusion, excessive drawdowns, contamination, or other problems;

2. Projects that contribute to the sustainability of regional water sources;

3. Projects that produce additional water available for consumptive uses or natural systems;

4. Projects that diversify water supply so that the needs of consumptive uses and the natural system are met during wet and dry conditions; or

5. Projects that provide flexibility in addressing the unpredictability of water conditions from water year to water year.

(b) Establish the requirements for the award and repayment of financial assistance.

(c) Require evidence of credit worthiness and adequate security, including an identification of revenues to be pledged and documentation of their sufficiency for loan repayment and pledged revenue coverage to ensure that each loan recipient can meet its loan repayment requirements.

(d) Require each project receiving financial assistance to be cost-effective, environmentally sound, and implementable.

(e) Require each project to be self-supporting if the project is primarily for the purpose of water supply for consumptive use.

(5) Before approval of a loan, the local government or water supply entity must, at a minimum, submit all of the following to the department:

(a) A repayment schedule.

(b) Evidence of the permissibility or implementability of the facility proposed for financial assistance.

(c) Plans and specifications, biddable contract documents, or other documentation of appropriate procurement of goods and services.

(d) Written assurance that records will be kept using generally accepted accounting principles and that the department or its agents and the Auditor General will have access to all records pertaining to the loan.

(e) If the facility is required to be self-supporting according to paragraph (4)(e), documentation that it will be self-supporting.

(f) Documentation that the water management district within whose boundaries the facility will be located has approved the facility. If the facility crosses jurisdictional boundaries, approval from each applicable district must be documented and provided to the department.

(6) The department and water management districts are authorized to provide technical assistance to local governments or water supply entities for water storage facilities funded pursuant to this section.

(7) The minimum amount of a loan is \$75,000. The term of loans made pursuant to this section may not exceed 30 years.

(8) As part of the report required under s. 403.8532, the department shall prepare a report at the end of each fiscal year which details the financial assistance provided under this section, service fees collected, interest earned, and loans outstanding.

(9) The department may conduct an audit of the loan project upon completion, or may require that a separate project audit, prepared by an independent certified public accountant, be submitted.

(10) The department may require reasonable service fees on loans made to local governments or water supply entities to ensure that the program will be operated in perpetuity and to implement the purposes authorized under this section. Service fees may not be less than 2 percent or greater than 4 percent of the loan amount exclusive of the service fee. Service fee revenues shall be deposited into the department's Grants and Donations Trust Fund. The fee revenues, and interest earnings thereon, shall be used exclusively for the purposes of this section.

(11) The Water Protection and Sustainability Program Trust Fund established under s. 403.891 shall be used for the purposes of this section. Any funds that are not needed for immediate financial assistance shall be invested pursuant to s. 215.49. State funds and investment earnings shall be deposited into the fund. The principal and interest of all loans repaid, and investment earnings thereon, shall be deposited into the fund.

(12)(a) *If a local governmental agency defaults under the terms of its loan agreement, the department shall so certify to the Chief Financial Officer, who shall forward the amount delinquent to the department from any unobligated funds due to the local governmental agency under any revenue-sharing or tax-sharing fund established by the state, except as otherwise provided by the State Constitution. Certification of delinquency does not preclude the department from pursuing other remedies available for default on a loan, including accelerating loan repayments, eliminating all or part of the interest rate subsidy on the loan, and court appointment of a receiver to manage the public water system.*

(b) *If a water storage facility owned by a person other than a local governmental agency defaults under the terms of its loan agreement, the department may take all actions available under law to remedy the default.*

(c) *The department may impose a penalty for delinquent loan payments in the amount of 6 percent of the amount due, in addition to charging the cost to handle and process the debt. Penalty interest accrues on any amount due and payable beginning on the 30th day following the date that the payment was due.*

(13) *The department may terminate or rescind a financial assistance agreement if the recipient fails to comply with the terms and conditions of the agreement.*

Section 5. Subsection (3) of section 375.041, Florida Statutes, is amended to read:

375.041 Land Acquisition Trust Fund.—

(3) Funds distributed into the Land Acquisition Trust Fund pursuant to s. 201.15 shall be applied:

(a) First, to pay debt service or to fund debt service reserve funds, rebate obligations, or other amounts payable with respect to Florida Forever bonds issued under s. 215.618; and pay debt service, provide reserves, and pay rebate obligations and other amounts due with respect to Everglades restoration bonds issued under s. 215.619; and

(b) Of the funds remaining after the payments required under paragraph (a), but before funds may be appropriated, pledged, or dedicated for other uses:

1. A minimum of the lesser of 25 percent or \$200 million shall be appropriated annually for Everglades projects that implement the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project subject to Congressional authorization; the Long-Term Plan as defined in s. 373.4592(2); and the Northern Everglades and Estuaries Protection Program as set forth in s. 373.4595. From these funds, \$32 million shall be distributed each fiscal year through the 2023-2024 fiscal year to the South Florida Water Management District for the Long-Term Plan as defined in s. 373.4592(2). After deducting the \$32 million distributed under this subparagraph, from the funds remaining, a minimum of the lesser of 76.5 percent or \$100 million shall be appropriated each fiscal year through the 2025-2026 fiscal year for the planning, design, engineering, and construction of the Comprehensive Everglades Restoration Plan as set forth in s. 373.470, including the Central Everglades Planning Project, the Everglades Agricultural Area Storage Reservoir Project, the Lake Okeechobee Watershed Project, the C-43 West Basin Storage Reservoir Project, the Indian River Lagoon-South Project, the Western Everglades Restoration Project, and the Picayune Strand Restoration Project subject to Congressional authorization. The Department of Environmental Protection and the South Florida Water Management District shall give preference to those Everglades restoration projects that reduce harmful discharges of water from Lake Okeechobee to the St. Lucie or Caloosahatchee estuaries in a timely manner. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

2. A minimum of the lesser of 7.6 percent or \$50 million shall be appropriated annually for spring restoration, protection, and management projects. For the purpose of performing the calculation provided in this subparagraph, the amount of debt service paid pursuant to paragraph (a) for bonds issued after July 1, 2016, for the purposes set forth under paragraph (b) shall be added to the amount remaining after the payments required under paragraph (a). The amount of the distribution calculated shall then be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth under this subparagraph.

3. The sum of \$5 million shall be appropriated annually each fiscal year through the 2025-2026 fiscal year to the St. Johns River Water Management District for projects dedicated to the restoration of Lake Apopka. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2016, for the purposes set forth in this subparagraph.

4. *The sum of \$64 million is appropriated and shall be transferred to the Everglades Trust Fund for the 2018-2019 fiscal year, and each fiscal year thereafter, for the EAA reservoir project pursuant to s. 373.4598. Any funds remaining in any fiscal year shall be made available only for Phase II of the C-51 reservoir project or projects identified in subparagraph 1. and must be used in accordance with laws relating to such projects. Any funds made available for such purposes in a fiscal year is in addition to the amount appropriated under subparagraph 1. This distribution shall be reduced by an amount equal to the debt service paid pursuant to paragraph (a) on bonds issued after July 1, 2017, for the purposes set forth in this subparagraph.*

Section 6. Section 403.890, Florida Statutes, is amended to read:

403.890 Water Protection and Sustainability Program.—

(1) Revenues deposited into or appropriated to the Water Protection and Sustainability Program Trust Fund shall be distributed by the Department of Environmental Protection *for the following purposes in the following manner:*

~~(a)(1) Sixty five percent to the Department of Environmental Protection for the implementation of an alternative water supply program as provided in s. 373.707.~~

(b) *The water storage facility revolving loan fund as provided in s. 373.475.*

(2) *Revenues deposited into or appropriated to the Water Protection and Sustainability Program Trust Fund for purposes of the water storage facility revolving loan fund may only be used for such purposes.*

~~(2) Twenty two and five tenths percent for the implementation of best management practices and capital project expenditures necessary for the implementation of the goals of the total maximum daily load program established in s. 403.067. Of these funds, 83.33 percent shall be transferred to the credit of the Department of Environmental Protection Water Quality Assurance Trust Fund to address water quality impacts associated with nonagricultural nonpoint sources. Sixteen and sixty seven hundredths percent of these funds shall be transferred to the Department of Agriculture and Consumer Services General Inspection Trust Fund to address water quality impacts associated with agricultural nonpoint sources. These funds shall be used for research, development, demonstration, and implementation of the total maximum daily load program under s. 403.067, suitable best management practices or other measures used to achieve water quality standards in surface waters and water segments identified pursuant to s. 303(d) of the Clean Water Act, Pub. L. No. 92-500, 33 U.S.C. ss. 1251 et seq. Implementation of best management practices and other measures may include cost share grants, technical assistance, implementation tracking, and conservation leases or other agreements for water quality improvement. The Department of Environmental Protection and the Department of Agriculture and Consumer Services may adopt rules governing the distribution of funds for implementation of capital projects, best management practices, and other measures. These funds shall not be used to abrogate the financial responsibility of those point and nonpoint sources that have contributed to the degradation of water or land areas. Increased priority shall be given by the department and the water management district governing boards to those projects that~~

have secured a cost-sharing agreement allocating responsibility for the cleanup of point and nonpoint sources.

~~(3) Twelve and five tenths percent to the Department of Environmental Protection for the Disadvantaged Small Community Waste-water Grant Program as provided in s. 403.1838.~~

~~(3)(4) On June 30, 2009, and every 24 months thereafter, the Department of Environmental Protection shall request the return of all unencumbered funds distributed for the purposes of the alternative water supply program pursuant to this section. These funds shall be deposited into the Water Protection and Sustainability Program Trust Fund and redistributed for such purposes pursuant to the provisions of this section.~~

Section 7. Section 446.71, Florida Statutes, is created to read:

446.71 *Everglades Restoration Agricultural Community Employment Training Program.*—

(1) *The Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., shall establish the Everglades Restoration Agricultural Community Employment Training Program within the Department of Economic Opportunity. The Department of Economic Opportunity shall use funds appropriated to the program by the Legislature to provide grants to stimulate and support training and employment programs that seek to match persons who complete such training programs to nonagricultural employment opportunities in areas of high agricultural unemployment, and to provide other training, educational, and information services necessary to stimulate the creation of jobs in the areas of high agricultural unemployment. In determining whether to provide funds to a particular program, the Department of Economic Opportunity shall consider the location of the program in proximity to the program's intended participants.*

(2) *The Legislature supports projects that improve the economy in the Everglades Agricultural Area. In recognition of the employment opportunities and economic development generated by new and expanding industries in the area, such as the Airglades Airport in Hendry County and the development of an inland port in Palm Beach County, the Legislature finds that training the citizens of the state to fill the needs of these industries significantly enhances the economic viability of the region.*

(3) *Funds may be used for grants for tuition for public or private technical or vocational programs and matching grants to employers to conduct employer-based training programs, or for the purchase of equipment to be used for training purposes, the hiring of instructors, or any other purpose directly associated with the program.*

(4) *The Department of Economic Opportunity may not award a grant to any given training program which exceeds 50 percent of the total cost of the program, unless the training program is located within a rural area of opportunity, in which case the grant may exceed 50 percent of the total cost of the program and up to 100 percent. Matching contributions may include in-kind services, including, but not limited to, the provision of training instructors, equipment, and training facilities.*

(5) *Before granting a request for funds made in accordance with this section, the Department of Economic Opportunity shall enter into a grant agreement with the requestor of funds and the institution receiving funding through the program. Such agreement must include all of the following information:*

(a) *An identification of the personnel necessary to conduct the instructional program, the qualifications of such personnel, and the respective responsibilities of the parties for paying costs associated with the employment of such personnel.*

(b) *An identification of the estimated length of the instructional program.*

(c) *An identification of all direct, training-related costs, including tuition and fees, curriculum development, books and classroom materials, and overhead or indirect costs.*

(d) *An identification of special program requirements that are not otherwise addressed in the agreement.*

(6) *The Department of Economic Opportunity may grant up to 100 percent of the tuition for a training program participant who currently resides, and has resided for at least 3 of the 5 immediately preceding years within the Everglades Agricultural Area as described in s. 373.4592 and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.*

(7) *Programs established in the Everglades Agricultural Area must include opportunities to obtain the qualifications and skills necessary for jobs related to federal and state restoration projects, the Airglades Airport in Hendry County, an inland port in Palm Beach County, or other industries with verifiable, demonstrated interest in operating within the Everglades Agricultural Area and in counties that provide for water storage and dispersed water storage that is located in Rural Areas of Opportunity as described in s. 288.0656.*

(8) *The Department of Economic Opportunity shall adopt rules to implement this section.*

Section 8. Subsection (3) is added to section 946.511, Florida Statutes, to read:

946.511 *Inmate labor to operate correctional work programs.*—

(3) *Beginning July 1, 2017, the use of inmates for correctional work programs in the agricultural industry in the Everglades Agricultural Area or in any area experiencing high unemployment rates in the agricultural sector is prohibited. Any lease agreement relating to land in the Everglades Agricultural Area leased to the Prison Rehabilitative Industries and Diversified Enterprises, Inc., (PRIDE Enterprises) for an agricultural work program is required to be terminated in accordance with the terms of the lease agreement.*

Section 9. *The Division of Law Revision and Information is directed to replace the phrase "the effective date of this act" wherever it occurs in this act with the date the act becomes a law.*

Section 10. *For the 2017-2018 fiscal year, the sum of \$30 million in nonrecurring funds from the Land Acquisition Trust Fund is appropriated to the Everglades Trust Fund for the purposes of acquiring land or negotiating leases to implement the Everglades Agricultural Area reservoir project pursuant to s. 373.4598, Florida Statutes, or for any cost related to the planning or construction of the Everglades Agricultural Area reservoir project as defined in s. 373.4598, Florida Statutes.*

Section 11. *For the 2017-2018 fiscal year, the sum of \$3 million in nonrecurring funds from the Land Acquisition Trust Fund is appropriated to the Everglades Trust Fund for the purposes of developing the post-authorization change report pursuant to s. 373.4598, Florida Statutes, and the sum of \$1 million in nonrecurring funds from the Land Acquisition Trust Fund is appropriated to the Everglades Trust Fund for the purposes of negotiating Phase II of the C-51 reservoir project pursuant to s. 373.4598, Florida Statutes.*

Section 12. *For the 2017-2018 fiscal year, the sum of \$30 million in nonrecurring funds from the General Revenue Trust Fund is appropriated to the Water Resource Protection and Sustainability Program Trust Fund for the purpose of providing a loan to implement Phase I of the C-51 reservoir project. The loan must have a 30-year term, may be prepaid at any time, and shall accrue interest until repayment. The loan shall be repaid from the proceeds of the sale of unreserved capacity in the water storage facility, or other appropriate payment, at time of receipt less reasonable expenses. The loan must be secured by a first mortgage lien on the water storage facility and a collateral assignment of unreserved capacity as adequate security for the loan. The loan does not reserve for use by the state or the district any capacity authorized pursuant to the consumptive use permit for Phase I of the C-51 Reservoir. Once the Department of Environmental Protection adopts rules pursuant to s. 373.475, Florida Statutes, the department may modify the terms of the loan agreement to ensure that the loan agreement is in accordance with such rules, except that any terms specifically stated herein may not be modified.*

Section 13. This act shall take effect upon becoming a law.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to water resources; amending s. 201.15, F.S.; revising the requirements under which certain bonds may be issued; amending s. 215.618, F.S.; providing an exception to the requirement that bonds issued for acquisition and improvement of land, water areas, and related property interests and resources be deposited into the Florida Forever Trust Fund and distributed in a specified manner; creating s. 373.4598, F.S.; providing legislative findings and intent; defining terms; authorizing the South Florida Water Management District and the Board of Trustees of the Internal Improvement Trust Fund to negotiate the amendment and termination of leases on lands within the Everglades Agricultural Area for exchange or use for the reservoir project; requiring certain lease agreements for agricultural work programs to be terminated in accordance with the lease terms; requiring the district to identify certain lands; requiring that the district contact the lessors or landowners of any land identified by a certain date; requiring the board to provide certain land to the district; authorizing the district to acquire land from willing sellers under certain circumstances; prohibiting the total acreage necessary for additional water treatment from exceeding the amount reasonably required to meet state and federal water quality standards; requiring the district to request that the United States Army Corps of Engineers jointly develop a post-authorization change report for the Central Everglades Planning Project; providing requirements for the report; requiring the district to report the status of the report to the Legislature by a certain date; requiring the district to terminate an option agreement under certain circumstances; requiring the district to request the corps to initiate the project implementation report for the Everglades Agricultural Area reservoir project by a certain date under specified conditions; requiring the district to give hiring preferences to certain displaced agricultural workers; authorizing the district to negotiate with the owners of the C-51 reservoir project; providing requirements for the C-51 reservoir project if state funds are appropriated for the project; authorizing certain costs to be funded using Florida Forever bond proceeds under certain circumstances; specifying how such bond proceeds shall be deposited; authorizing the use of state funds for the reservoir project; requiring the district to seek additional sources of funding; requiring the district to request the corps, in the corps' review of the regulation schedule, to consider any repairs to the Herbert Hoover Dike and implementation of certain projects to optimally utilize the added storage capacity; creating s. 373.475, F.S.; providing legislative findings and intent; defining terms; requiring the state, through the Department of Environmental Protection, to provide certain funding assistance to local governments and water supply entities for the development and construction of water storage facilities; requiring the department to adopt rules; specifying required documentation for local government or water supply entities; authorizing technical assistance from the department and water management districts to local governments or water supply entities for a certain purpose; specifying certain loan funding minimums and term requirements; requiring a report; authorizing certain audits and servicing fees; providing that the Water Protection and Sustainability Program Trust Fund must be used to carry out the purposes of the water storage facility revolving loan fund; specifying certain default and compliance provisions; amending s. 375.041, F.S.; requiring certain distributions to be made from the Land Acquisition Trust Fund; amending s. 403.890, F.S.; revising the purposes for which distributions may be made from and to the Water Protection and Sustainability Program Trust Fund; creating s. 446.71, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., to establish the Everglades Restoration Agricultural Community Employment Training Program within the department; providing requirements for the program; providing a legislative finding; specifying award restrictions; requiring the department to adopt rules; amending s. 946.511, F.S.; prohibiting the use of inmates for correctional work programs in the agricultural industry in certain areas; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

On motion by Senator Bradley, the Senate concurred in **House Amendment 1 (061749)**.

CS for SB 10 passed, as amended, was ordered engrossed, and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—33

Mr. President	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Mayfield	Steube
Broxson	Montford	Stewart
Campbell	Passidomo	Torres
Clemens	Perry	Young

Nays—None

Vote after roll call:

Yea—Baxley, Farmer, Thurston

Vote preference:

May 3, 2017: Yea—Lee

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 396, with 1 amendment, and requests the concurrence of the Senate.

Portia Palmer, Clerk

CS for SB 396—A bill to be entitled An act relating to student loan debt; creating s. 1009.45, F.S.; defining the term "student loans"; requiring postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

House Amendment 1 (718703)—Remove lines 20-21 and insert: *shall annually, or once during each academic year, provide each student receiving student loans with the following up-to-date information in print or electronic format:*

On motion by Senator Bean, the Senate concurred in **House Amendment 1 (718703)**.

CS for SB 396 passed, as amended, was ordered engrossed, and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Nays—None

Vote after roll call:

Yea—Thurston

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Joe Negron
 President, The Florida Senate
 Suite 409, The Capitol
 404 South Monroe Street
 Tallahassee, FL 32399-1100

May 2, 2017

Dear President Negron:

The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University Appointees: Dortch, Thomas W., Jr. Mills, Harold F. Perry, Belvin, Jr. Reed, Craig	01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida Atlantic University Appointees: Davis, Shaun M. Dorman, Malcolm J. Moabery, Abdol Stilley, Robert J.	01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, University of Central Florida Appointees: Bradley, Kenneth W. Marchena, Marcos R. Martins, Alexander Sprouls, John R., Esquire Walsh, David M.	01/06/2021 01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida State University Appointees: Alvarez, Maximo Burr, Edward E. Duda, Emily F. Mateer, Craig C.	01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida Gulf Coast University Appointees: Cors, Darleen Fogg, Joseph G., III Montgomery, Johnny Leo Priddy, Russell A.	01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, Florida International University Appointees: Armas, Jose Grant, Gerald C., Jr. Puig, Claudia Sarnoff, Marc D.	01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, New College of Florida Appointees: Coleman, Audrey R. Lilly, John N. Miranda, Fermin C. Worthington, Norman A., III	01/06/2021 01/06/2021 01/06/2018 01/06/2021
Board of Trustees, Florida Polytechnic University Appointees: Bostick, R. Mark Dur, Philip A. Featherman, Sandra Martin, Frank T. McCance, Henry F. Otto, Clifford K.	06/30/2020 06/30/2020 07/15/2020 07/15/2020 06/30/2020 06/30/2019
Board of Trustees, University of Florida Appointees: Heavener, James W. Hosseini, Morteza "Mori" Johnson, Leonard H. Rosenberg, Jason J.	01/06/2021 01/06/2021 01/06/2021 01/06/2021

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, University of North Florida Appointees: Gonzalez, Wilfredo J. Hollingsworth, Adam Hyde, Kevin E. Joost, Stephen C. McElroy, Paul E. Wamble-King, Sharon	01/06/2020 01/06/2021 01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, University of South Florida Appointees: Carrere, Michael L. Goforth, Stephanie E. Ramil, John B. Stikeleather, James A. Watkins, Nancy Hemmingway	01/06/2021 01/06/2021 01/06/2021 01/06/2021 01/06/2021
Board of Trustees, University of West Florida Appointees: Britton, Greg S. Cleveland, David E. Patel, Jayprakash S. Sires, Robert D.	01/06/2021 01/06/2021 01/06/2021 01/06/2021

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
- (2) Senate action on said appointments be taken prior to the adjournment of the 2017 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Kathleen Passidomo, Chair

On motion by Senator Passidomo, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—36

Mr. President	Farmer	Perry
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Torres
Clemens	Passidomo	Young

Nays—None

Vote after roll call:

Yea—Thurston

DISSOLUTION OF CONFERENCE COMMITTEE

Joint Statement Concerning the Conference Committee

Notwithstanding the significant progress made this session and in the Conference Committee on Gaming, we have reached a point where we do not believe that a gaming bill with a new compact with the Seminole Tribe of Florida can be achieved before the Legislature's scheduled adjournment sine die.

Therefore, we regretfully request that President Negron and Speaker Corcoran dissolve the Conference Committee on Gaming.

Bill Galvano, Chair

Jose Felix Diaz, Vice Chair

MOTION

Pursuant to Rule 2.19(9), on motion by Senator Galvano, the Conference Committee on Gaming was dissolved.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 3:14 p.m. to reconvene at 4:30 p.m., or upon call of the President.

EVENING SESSION

The Senate was called to order by the President at 5:00 p.m. A quorum present—31:

Mr. President	Gainer	Rodriguez
Baxley	Galvano	Rouson
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Book	Hutson	Stargel
Bracy	Mayfield	Steube
Brandes	Montford	Stewart
Braynon	Passidomo	Torres
Broxson	Perry	Young
Campbell	Powell	
Clemens	Rader	

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

SB 464—A bill to be entitled An act relating to natural hazards; creating s. 252.3655, F.S.; creating an interagency workgroup to share information, coordinate ongoing efforts, and collaborate on initiatives relating to natural hazards; defining the term “natural hazards”; requiring certain agencies to designate liaisons to the workgroup; designating the director of the Division of Emergency Management or his or her designee as the liaison to and coordinator of the workgroup; specifying duties and responsibilities of each liaison and the workgroup; requiring the division to prepare an annual report; specifying report requirements; requiring each agency liaison to ensure that the report is posted on his or her agency's website; requiring the workgroup to submit the report to the Governor and the Legislature; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 464**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 181** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Clemens—

CS for HB 181—A bill to be entitled An act relating to natural hazards; creating s. 252.3655, F.S.; creating an interagency workgroup to share information, coordinate ongoing efforts, and collaborate on in-

itiatives relating to natural hazards; defining the term “natural hazards”; requiring certain agencies to designate liaisons to the workgroup; designating the director of the Division of Emergency Management or his or her designee as the liaison to and coordinator of the workgroup; specifying duties and responsibilities of each liaison and the workgroup; requiring the division to prepare an annual report; specifying report requirements; requiring each agency liaison to ensure that the report is posted on his or her agency's website; requiring the workgroup to submit the report to the Governor and the Legislature; providing an appropriation and authorizing a position; providing an effective date.

—a companion measure, was substituted for **SB 464** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 181** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 420—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood; revising applicability; authorizing an insurer to issue flood insurance policies on a flexible basis; extending the last date of filing with the Office of Insurance Regulation of certain flood coverage rates that may be established and used by an insurer; specifying a condition for an eligible surplus lines insurer before a surplus lines agent may be excepted from a diligent-effort requirement when exporting flood insurance contracts or endorsements to the insurer; extending the expiration date of the exception; revising applicability of certain notification and filing requirements; revising a provision relating to a specified notice required before the procurement of a private flood insurance policy for property currently insured under the National Flood Insurance Program; providing an expiration date for the provision; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 420**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 813** was withdrawn from the Committees on Banking and Insurance; Community Affairs; and Rules.

On motion by Senator Brandes—

CS for CS for HB 813—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood on a flexible basis; revising applicability; exempting certain surplus lines insurers from a diligent-effort requirement under certain circumstances; extending the expiration date of the exemption under certain conditions; revising applicability of certain notification and filing requirements; requiring agents to provide certain written notice to be signed by applicants when procuring private flood insurance policies for properties currently insured under the National Flood Insurance Program; requiring the agent to obtain the signed written notice from the applicant within a specified period; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 420** and read the second time by title.

SENATOR BRADLEY PRESIDING

Senator Brandes moved the following amendment:

Amendment 1 (703910) (with title amendment)—Delete lines 126-207 and insert:
October 1, 2025 ~~2019~~, the insurer may also establish and use such rates in accordance with the rates, rating schedules, or rating manuals filed by the insurer with the office which allow the insurer a reasonable rate of return on flood coverage written in this state. Flood coverage rates

established pursuant to this paragraph are not subject to s. 627.062(2)(a) and (f). An insurer shall notify the office of any change to such rates within 30 days after the effective date of the change. The notice must include the name of the insurer and the average statewide percentage change in rates. Actuarial data with regard to such rates for flood coverage must be maintained by the insurer for 2 years after the effective date of such rate change and is subject to examination by the office. The office may require the insurer to incur the costs associated with an examination. Upon examination, the office, in accordance with generally accepted and reasonable actuarial techniques, shall consider the rate factors in s. 627.062(2)(b), (c), and (d), and the standards in s. 627.062(2)(e), to determine if the rate is excessive, inadequate, or unfairly discriminatory. If the office determines that a rate is excessive or unfairly discriminatory, the office shall require the insurer to provide appropriate credit to affected insureds or an appropriate refund to affected insureds who no longer receive coverage from the insurer.

(4) A surplus lines agent may export a contract or endorsement providing flood coverage to an eligible surplus lines insurer without making a diligent effort to seek such coverage from three or more authorized insurers under s. 626.916(1) if the surplus lines insurer maintains a financial strength rating of superior, excellent, or exceptional, or an equivalent financial strength rating, by a rating agency acceptable to the office ~~s. 626.916(1)(a)~~. This subsection expires July 1, 2019, or on the date on which the Commissioner of Insurance Regulation determines in writing that there is an adequate admitted market to provide coverage for the peril of flood consistent with this section, whichever date occurs first. If there are fewer than three authorized insurers on the date this subsection expires, the number of declinations necessary to meet the diligent-effort requirement shall be no fewer than the number of authorized insurers providing flood coverage ~~2017~~.

(5) In addition to any other applicable requirements, an insurer providing flood coverage that is not excess coverage in this state must:

(a) Notify the office at least 30 days before writing flood insurance in this state; and

(b) File a plan of operation and financial projections or revisions to such plan, as applicable, with the office.

(6) Citizens Property Insurance Corporation may not provide insurance for the peril of flood.

(7) The Florida Hurricane Catastrophe Fund may not provide reimbursement for losses proximately caused by the peril of flood, including losses that occur during a covered event as defined in s. 215.555(2)(b).

(8) An agent must, upon receiving an application for flood coverage from an authorized or surplus lines insurer for a property receiving flood insurance under the National Flood Insurance Program, obtain an acknowledgment signed by the applicant before placing the coverage with the authorized or surplus lines insurer. The acknowledgment must notify the applicant that, if the applicant discontinues coverage under the National Flood Insurance Program which is provided at a subsidized rate, the full risk rate for flood insurance may apply to the property if the applicant later seeks to reinstate coverage under the program.

And the title is amended as follows:

Delete lines 11-22 and insert: applicability; extending the last date of filing with the Office of Insurance Regulation of certain flood coverage rates that may be established and used by an insurer; exempting certain surplus lines insurers from a diligent-effort requirement under certain circumstances; extending the expiration date of the exemption under certain conditions; revising applicability of certain notification and filing requirements; providing

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following substitute amendment which was adopted:

Amendment 2 (198022) (with title amendment)—Delete lines 126-207 and insert:
October 1, 2025 ~~2019~~, the insurer may also establish and use such rates

in accordance with the rates, rating schedules, or rating manuals filed by the insurer with the office which allow the insurer a reasonable rate of return on flood coverage written in this state. Flood coverage rates established pursuant to this paragraph are not subject to s. 627.062(2)(a) and (f). An insurer shall notify the office of any change to such rates within 30 days after the effective date of the change. The notice must include the name of the insurer and the average statewide percentage change in rates. Actuarial data with regard to such rates for flood coverage must be maintained by the insurer for 2 years after the effective date of such rate change and is subject to examination by the office. The office may require the insurer to incur the costs associated with an examination. Upon examination, the office, in accordance with generally accepted and reasonable actuarial techniques, shall consider the rate factors in s. 627.062(2)(b), (c), and (d), and the standards in s. 627.062(2)(e), to determine if the rate is excessive, inadequate, or unfairly discriminatory. If the office determines that a rate is excessive or unfairly discriminatory, the office shall require the insurer to provide appropriate credit to affected insureds or an appropriate refund to affected insureds who no longer receive coverage from the insurer.

(4) A surplus lines agent may export a contract or endorsement providing flood coverage to an eligible surplus lines insurer without making a diligent effort to seek such coverage from three or more authorized insurers under s. 626.916(1)(a). This subsection expires July 1, 2019, or on the date on which the Commissioner of Insurance Regulation determines in writing that there is an adequate admitted market to provide coverage for the peril of flood consistent with this section, whichever date occurs first. If there are fewer than three admitted insurers on the date this subsection expires, the number of declinations necessary to meet the diligent-effort requirement shall be no fewer than the number of authorized insurers providing flood coverage ~~2017~~.

(5) In addition to any other applicable requirements, an insurer providing flood coverage that is not excess coverage in this state must:

(a) Notify the office at least 30 days before writing flood insurance in this state; and

(b) File a plan of operation and financial projections or revisions to such plan, as applicable, with the office.

(6) Citizens Property Insurance Corporation may not provide insurance for the peril of flood.

(7) The Florida Hurricane Catastrophe Fund may not provide reimbursement for losses proximately caused by the peril of flood, including losses that occur during a covered event as defined in s. 215.555(2)(b).

(8) An agent must *provide a written notice to be signed by the applicant before the agent places, upon receiving an application for flood insurance coverage with from an admitted authorized or surplus lines insurer for a property receiving flood insurance under the National Flood Insurance Program, obtain an acknowledgment signed by the applicant before placing the coverage with the authorized or surplus lines insurer.* The notice acknowledgment must notify the applicant that, if the applicant discontinues coverage under the National Flood Insurance Program which is provided at a subsidized rate, the full risk rate for flood insurance may apply to the property if the applicant later seeks to reinstate coverage under the program.

And the title is amended as follows:

Delete lines 11-22 and insert: applicability; extending the last date of filing with the Office of Insurance Regulation of certain flood coverage rates that may be established and used by an insurer; specifying a condition for the expiration of a certain diligent-effort requirement exemption for surplus lines agents, relating to the export of certain contracts or endorsements to eligible surplus lines insurers; revising applicability of certain notification and filing requirements; revising a notice requirement for agents before they place flood insurance coverage with an admitted or surplus lines insurer for properties receiving flood insurance under the National Flood Insurance Program; providing

Pursuant to Rule 4.19, CS for CS for HB 813, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 294—A bill to be entitled An act relating to condominium, cooperative, and homeowners' associations; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting exemptions for certain associations from specified reporting requirements; deleting provisions prohibiting certain associations from waiving certain financial reporting requirements for more than 3 years; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 294**, pursuant to Rule 3.11(3), there being no objection, **HB 6027** was withdrawn from the Committees on Regulated Industries; Judiciary; and Rules.

On motion by Senator Bracy—

HB 6027—A bill to be entitled An act relating to financial reporting; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting a provision authorizing certain associations to prepare a report of cash receipts and expenditures in lieu of specified financial statements; deleting provisions prohibiting condominium and cooperative associations from waiving certain financial reporting requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 294** and read the second time by title.

Pursuant to Rule 4.19, **HB 6027** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 736—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and qualified limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing permissible activities for international bank agencies; amending s. 663.062, F.S.; providing permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be

prohibited from continuing business to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information to create part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity's foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625, F.S.; adding prohibited activities of representatives and employees of an international trust company representative office; providing permissible activities of such offices; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity's expense; creating s. 663.412, F.S.; prohibiting an international trust entity from continuing to conduct business in this state under certain circumstances; authorizing the office to permit an international trust company representative office to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information to create part IV of ch. 663, F.S., entitled “Qualified Limited Service Affiliates of International Trust Entities”; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and prohibited activities of a qualified limited service affiliate; requiring specified notices to be posted on an international trust entity's or qualified limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; requiring certain persons or entities to qualify as qualified limited service affiliates by a specified date or cease doing business in this state; permitting certain persons or entities to remain open and in operation under certain circumstances; amending s.

663.532, F.S., as created by this act; specifying qualification notice requirements; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; requiring the office to make investigation of specified persons upon the filing of a completed qualification notice; requiring the office to approve a qualification only if certain conditions are met; providing factors for the office to consider when evaluating a previous offense or violation committed by, or a previous fine or penalty imposed on, specified persons; providing that qualifications are not transferable or assignable; requiring certain persons or entities to file notices seeking qualification by a specified date or cease doing business in this state; creating s. 663.5325, F.S.; providing that a qualified limited service affiliate is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to qualified limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring qualified limited service affiliates to report changes of certain information to the office within a specified time-frame; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the qualified limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a qualified limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of qualified limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of qualification for certain purposes; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a qualified limited service affiliate's qualification; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a qualified limited service affiliate to renew its qualification biennially; specifying requirements for the renewal qualification; reenacting s. 663.16, F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 736**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 435** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

On motion by Senator Mayfield—

CS for CS for HB 435—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and qualified limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a

provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing permissible activities for international bank agencies; amending s. 663.062, F.S.; providing permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information to create part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity's foreign establishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625, F.S.; adding prohibited activities of representatives and employees of an international trust company representative office; providing permissible activities of such offices; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity's expense; creating s. 663.412, F.S.; prohibiting an international trust entity from continuing to conduct business in this state under certain circumstances; authorizing the office to permit an international trust company representative office to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified docu-

ments to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information to create part IV of ch. 663, F.S., entitled "Qualified Limited Service Affiliates of International Trust Entities"; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and prohibited activities of a qualified limited service affiliate; requiring specified notices to be posted on an international trust entity's or qualified limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; requiring certain persons or entities to qualify as qualified limited service affiliates by a specified date or cease doing business in this state; permitting certain persons or entities to remain open and in operation under certain circumstances; amending s. 663.532, F.S., as created by this act; specifying qualification notice requirements; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; requiring the office to make investigation of specified persons upon the filing of a completed qualification notice; requiring the office to approve a qualification only if certain conditions are met; providing factors for the office to consider when evaluating a previous offense or violation committed by, or a previous fine or penalty imposed on, specified persons; providing that qualifications are not transferable or assignable; creating s. 663.5325, F.S.; providing that a qualified limited service affiliate is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to qualified limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring qualified limited service affiliates to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the qualified limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a qualified limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of qualified limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of qualification for certain purposes; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a qualified limited service affiliate's qualification; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a qualified limited service affiliate to renew its qualification biennially; specifying requirements for the renewal qualification; reenacting s. 663.16, F.S., relating to definitions, to incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 736** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 435** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 738—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or qualified limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials

supplied by governmental agencies are exempt from Section 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and qualified limited service affiliates, as made by CS/CS/SB 736, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 738**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 437** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; Appropriations; and Rules.

On motion by Senator Mayfield—

CS for CS for HB 437—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or qualified limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials supplied by governmental agencies are exempt from Section 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and qualified limited service affiliates, as made by CS/CS/HB 435, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 738** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 437** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 730—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing

a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; providing that certain claims against an insurer which do not meet specified filing requirements are deemed late-filed rather than forever barred; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; defining terms; providing applicability; requiring that specified large deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting claims for postjudgment interest accrued after the date the court enters the order of liquidation; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 730**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 837** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules.

On motion by Senator Passidomo—

CS for CS for HB 837—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; speci-

fying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; providing conditions in which claims will be late-filed; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; providing definitions; providing applicability; requiring that specified large deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting specified claims; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 730** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 837** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 588—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; amending s. 395.1041, F.S.; requiring hospitals that have an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, uses of professionals or specialists, and protocols; providing construction; creating s. 401.253, F.S.; authorizing certain entities to report controlled substance overdoses to the Department of Health; defining the term "overdose"; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring the department to produce a quarterly report and share the data with specified entities; providing for use of such data; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 588**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 249** was withdrawn from the Committees on Health Policy; Criminal Justice; and Rules.

On motion by Senator Passidomo—

CS for CS for HB 249—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; creating s. 401.253, F.S.; permitting certain entities to report controlled substance overdoses to the Department of Health; defining the term “overdose”; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring sharing of data with specified entities; providing for use of such data; amending s. 395.1041, F.S.; requiring a hospital with an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, and protocols; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 588** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 249** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 790—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term “public service” with the term “community service”; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term “parole or probation supervisor” with the term “probation officer”; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender’s probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to com-

munity control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 790**, pursuant to Rule 3.11(3), there being no objection, **HB 7091** was withdrawn from the Committees on Criminal Justice; Appropriations; and Rules.

On motion by Senator Brandes—

HB 7091—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term “public service” with the term “community service”; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term “parole or probation supervisor” with the term “probation officer”; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender’s probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under

certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 790** and read the second time by title.

Pursuant to Rule 4.19, **HB 7091** was placed on the calendar of Bills on Third Reading.

On motion by Senator Passidomo—

CS for CS for SB 744—A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to ensure that the dimensions and placement of the signs or symbols do not diminish the aesthetic value of the buildings on which they are placed and to adopt rules governing such signs or symbols; providing for enforcement; providing penalties; amending s. 718.111, F.S.; revising reporting requirements; amending s. 718.112, F.S.; revising provisions relating to required condominium and cooperative association bylaws; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; providing legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the amount of time before a subsequent plan of termination may be considered under certain conditions; revising applicability; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; authorizing an association to adopt rules for posting certain notices on a website; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; amending s. 719.107, F.S.; specifying certain services which are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; providing an effective date.

—was read the second time by title.

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (595004) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 633.2225, Florida Statutes, is created to read:

633.2225 *Condominium and cooperative buildings without sprinkler systems; notice requirements; enforcement.*—

(1) *The board of a condominium or cooperative association that operates a building of three stories or more that has not installed a sprinkler system in the common areas of the building shall mark the building with a sign or symbol approved by the State Fire Marshal in a manner sufficient to warn persons conducting fire control and other emergency operations of the lack of a sprinkler system in the common areas.*

(2) *The State Fire Marshal shall:*

(a) *Ensure that the dimensions and placement of the sign or symbol do not diminish the aesthetic value of the building; and*

(b) *Adopt rules necessary to implement the provisions of this section, including, but not limited to:*

1. *The dimensions and color of such sign or symbol.*

2. *The time within which the condominium or cooperative buildings without sprinkler systems shall be marked as required by this section.*

3. *The location on each condominium or cooperative building without a sprinkler system where such sign or symbol must be posted.*

(3) *The State Fire Marshal, and local fire officials in accordance with s. 633.118, shall enforce this section. An association that fails to comply with the requirements of this section is subject to penalties as provided in s. 633.228.*

Section 2. Paragraphs (a) and (d) of subsection (1), subsections (3), (9), (12), and (13) of section 718.111, Florida Statutes, are amended, and subsection (15) is added to that section, to read:

718.111 The association.—

(1) CORPORATE ENTITY.—

(a) The operation of the condominium shall be by the association, which must be a Florida corporation for profit or a Florida corporation not for profit. However, any association which was in existence on January 1, 1977, need not be incorporated. The owners of units shall be shareholders or members of the association. The officers and directors of the association have a fiduciary relationship to the unit owners. It is the intent of the Legislature that nothing in this paragraph shall be construed as providing for or removing a requirement of a fiduciary relationship between any manager employed by the association and the unit owners. An officer, director, or manager may not solicit, offer to accept, or accept any thing or service of value or kickback for which consideration has not been provided for his or her own benefit or that of his or her immediate family, from any person providing or proposing to provide goods or services to the association. Any such officer, director, or manager who knowingly so solicits, offers to accept, or accepts any thing or service of value or kickback is subject to a civil penalty pursuant to s. 718.501(1)(d) and, if applicable, a criminal penalty as provided in paragraph (d). However, this paragraph does not prohibit an officer, director, or manager from accepting services or items received in connection with trade fairs or education programs. An association may operate more than one condominium.

(d) As required by s. 617.0830, an officer, director, or agent shall discharge his or her duties in good faith, with the care an ordinarily prudent person in a like position would exercise under similar circumstances, and in a manner he or she reasonably believes to be in the interests of the association. An officer, director, or agent shall be liable for monetary damages as provided in s. 617.0834 if such officer, director, or agent breached or failed to perform his or her duties and the breach of, or failure to perform, his or her duties constitutes a violation of criminal law as provided in s. 617.0834; constitutes a transaction from which the officer or director derived an improper personal benefit, either directly or indirectly; or constitutes recklessness or an act or omission that was in bad faith, with malicious purpose, or in a manner exhibiting wanton and willful disregard of human rights, safety, or property. *Forgery of a ballot envelope or voting certificate used in a condominium association election is punishable as provided in s. 831.01, the theft or embezzlement of funds of a condominium association is punishable as provided in s. 812.014, and the destruction of or the refusal to allow inspection or copying of an official record of a condominium association which is accessible to unit owners within the time-frame required by general law in furtherance of any crime is punishable*

as tampering with physical evidence as provided in s. 918.13 or as obstruction of justice as provided in chapter 843. An officer or director charged by information or indictment with a crime referenced in this paragraph must be removed from office, and the vacancy shall be filled as provided in s. 718.112(2)(d)2. until the end of the officer's or director's period of suspension or the end of his or her term of office, whichever occurs first. If a criminal charge is pending against the officer or director, he or she may not be appointed or elected to a position as an officer or a director of any association and may not have access to the official records of any association, except pursuant to a court order. However, if the charges are resolved without a finding of guilt, the officer or director must be reinstated for the remainder of his or her term of office, if any.

(3) POWER TO MANAGE CONDOMINIUM PROPERTY AND TO CONTRACT, SUE, AND BE SUED; CONFLICT OF INTEREST.—

(a) The association may contract, sue, or be sued with respect to the exercise or nonexercise of its powers. For these purposes, the powers of the association include, but are not limited to, the maintenance, management, and operation of the condominium property. After control of the association is obtained by unit owners other than the developer, the association may institute, maintain, settle, or appeal actions or hearings in its name on behalf of all unit owners concerning matters of common interest to most or all unit owners, including, but not limited to, the common elements; the roof and structural components of a building or other improvements; mechanical, electrical, and plumbing elements serving an improvement or a building; representations of the developer pertaining to any existing or proposed commonly used facilities; and protesting ad valorem taxes on commonly used facilities and on units; and may defend actions in eminent domain or bring inverse condemnation actions. If the association has the authority to maintain a class action, the association may be joined in an action as representative of that class with reference to litigation and disputes involving the matters for which the association could bring a class action. Nothing herein limits any statutory or common-law right of any individual unit owner or class of unit owners to bring any action without participation by the association which may otherwise be available.

(b) An association may not hire an attorney who represents the management company of the association.

(9) PURCHASE OF UNITS.—The association has the power, unless prohibited by the declaration, articles of incorporation, or bylaws of the association, to purchase units in the condominium and to acquire and hold, lease, mortgage, and convey them. There shall be no limitation on the association's right to purchase a unit at a foreclosure sale resulting from the association's foreclosure of its lien for unpaid assessments, or to take title by deed in lieu of foreclosure. *However, except for a timeshare condominium, a board member, manager, or management company may not purchase a unit at a foreclosure sale resulting from the association's foreclosure of its lien for unpaid assessments or take title by deed in lieu of foreclosure.*

(12) OFFICIAL RECORDS.—

(a) From the inception of the association, the association shall maintain each of the following items, if applicable, which constitutes the official records of the association:

1. A copy of the plans, permits, warranties, and other items provided by the developer pursuant to s. 718.301(4).
2. A photocopy of the recorded declaration of condominium of each condominium operated by the association and each amendment to each declaration.
3. A photocopy of the recorded bylaws of the association and each amendment to the bylaws.
4. A certified copy of the articles of incorporation of the association, or other documents creating the association, and each amendment thereto.
5. A copy of the current rules of the association.
6. A book or books that contain the minutes of all meetings of the association, the board of administration, and the unit owners, which minutes must be retained for at least 7 years.

7. A current roster of all unit owners and their mailing addresses, unit identifications, and voting certifications, and, if known, telephone numbers. The association shall also maintain the electronic mailing addresses and facsimile numbers of unit owners consenting to receive notice by electronic transmission. The electronic mailing addresses and facsimile numbers are not accessible to unit owners if consent to receive notice by electronic transmission is not provided in accordance with *sub-subparagraph (c)3.e. subparagraph (c)5.* However, the association is not liable for an inadvertent disclosure of the electronic mail address or facsimile number for receiving electronic transmission of notices.

8. All current insurance policies of the association and condominiums operated by the association.

9. A current copy of any management agreement, lease, or other contract to which the association is a party or under which the association or the unit owners have an obligation or responsibility.

10. Bills of sale or transfer for all property owned by the association.

11. Accounting records for the association and separate accounting records for each condominium that the association operates. All accounting records must be maintained for at least 7 years. Any person who knowingly or intentionally defaces or destroys such records, or who knowingly or intentionally fails to create or maintain such records, with the intent of causing harm to the association or one or more of its members, is personally subject to a civil penalty pursuant to s. 718.501(1)(d). The accounting records must include, but are not limited to:

a. Accurate, itemized, and detailed records of all receipts and expenditures.

b. A current account and a monthly, bimonthly, or quarterly statement of the account for each unit designating the name of the unit owner, the due date and amount of each assessment, the amount paid on the account, and the balance due.

c. All audits, reviews, accounting statements, and financial reports of the association or condominium.

d. All contracts for work to be performed. Bids for work to be performed are also considered official records and must be maintained by the association.

12. Ballots, sign-in sheets, voting proxies, and all other papers and electronic records relating to voting by unit owners, which must be maintained for 1 year from the date of the election, vote, or meeting to which the document relates, notwithstanding paragraph (b).

13. All rental records if the association is acting as agent for the rental of condominium units.

14. A copy of the current question and answer sheet as described in s. 718.504.

15. All other written records of the association not specifically included in the foregoing which are related to the operation of the association.

16. A copy of the inspection report as described in s. 718.301(4)(p).

17. *Bids for materials, equipment, or services.*

(b) The official records of the association must be maintained within the state for at least 7 years. The records of the association shall be made available to a unit owner within 45 miles of the condominium property or within the county in which the condominium property is located within 10 ~~5~~ working days after receipt of a written request by the board or its designee. However, such distance requirement does not apply to an association governing a timeshare condominium. This paragraph may be complied with by having a copy of the official records of the association available for inspection or copying on the condominium property or association property, or the association may offer the option of making the records available to a unit owner electronically via the Internet or by allowing the records to be viewed in electronic format on a computer screen and printed upon request. The association is not responsible for the use or misuse of the information provided to an association member or his or her authorized representative pursuant to

the compliance requirements of this chapter unless the association has an affirmative duty not to disclose such information pursuant to this chapter.

(c)1. The official records of the association are open to inspection by any association member or the authorized representative of such member at all reasonable times. The right to inspect the records includes the right to make or obtain copies, at the reasonable expense, if any, of the member or authorized representative of such member. *A renter of a unit has a right to inspect and copy the association's bylaws and rules.* The association may adopt reasonable rules regarding the frequency, time, location, notice, and manner of record inspections and copying. The failure of an association to provide the records within 10 working days after receipt of a written request creates a rebuttable presumption that the association willfully failed to comply with this paragraph. A unit owner who is denied access to official records is entitled to the actual damages or minimum damages for the association's willful failure to comply. Minimum damages are \$50 per calendar day for up to 10 days, beginning on the 11th working day after receipt of the written request. The failure to permit inspection entitles any person prevailing in an enforcement action to recover reasonable attorney fees from the person in control of the records who, directly or indirectly, knowingly denied access to the records.

2. Any person who knowingly or intentionally defaces or destroys accounting records that are required by this chapter to be maintained during the period for which such records are required to be maintained, or who knowingly or intentionally fails to create or maintain accounting records that are required to be created or maintained, with the intent of causing harm to the association or one or more of its members, is personally subject to a civil penalty pursuant to s. 718.501(1)(d).

3. The association shall maintain an adequate number of copies of the declaration, articles of incorporation, bylaws, and rules, and all amendments to each of the foregoing, as well as the question and answer sheet as described in s. 718.504 and year-end financial information required under this section, on the condominium property to ensure their availability to unit owners and prospective purchasers, and may charge its actual costs for preparing and furnishing these documents to those requesting the documents. An association shall allow a member or his or her authorized representative to use a portable device, including a smartphone, tablet, portable scanner, or any other technology capable of scanning or taking photographs, to make an electronic copy of the official records in lieu of the association's providing the member or his or her authorized representative with a copy of such records. The association may not charge a member or his or her authorized representative for the use of a portable device. Notwithstanding this paragraph, the following records are not accessible to unit owners:

~~a.1.~~ Any record protected by the lawyer-client privilege as described in s. 90.502 and any record protected by the work-product privilege, including a record prepared by an association attorney or prepared at the attorney's express direction, which reflects a mental impression, conclusion, litigation strategy, or legal theory of the attorney or the association, and which was prepared exclusively for civil or criminal litigation or for adversarial administrative proceedings, or which was prepared in anticipation of such litigation or proceedings until the conclusion of the litigation or proceedings.

~~b.2.~~ Information obtained by an association in connection with the approval of the lease, sale, or other transfer of a unit.

~~c.3.~~ Personnel records of association or management company employees, including, but not limited to, disciplinary, payroll, health, and insurance records. For purposes of this ~~sub-subparagraph~~ ~~sub-paragraph~~, the term "personnel records" does not include written employment agreements with an association employee or management company, or budgetary or financial records that indicate the compensation paid to an association employee.

~~d.4.~~ Medical records of unit owners.

~~e.5.~~ Social security numbers, driver license numbers, credit card numbers, e-mail addresses, telephone numbers, facsimile numbers, emergency contact information, addresses of a unit owner other than as provided to fulfill the association's notice requirements, and other personal identifying information of any person, excluding the person's name, unit designation, mailing address, property address, and any

address, e-mail address, or facsimile number provided to the association to fulfill the association's notice requirements. Notwithstanding the restrictions in this ~~sub-subparagraph~~ ~~subparagraph~~, an association may print and distribute to parcel owners a directory containing the name, parcel address, and all telephone numbers of each parcel owner. However, an owner may exclude his or her telephone numbers from the directory by so requesting in writing to the association. An owner may consent in writing to the disclosure of other contact information described in this ~~sub-subparagraph~~ ~~subparagraph~~. The association is not liable for the inadvertent disclosure of information that is protected under this ~~sub-subparagraph~~ ~~subparagraph~~ if the information is included in an official record of the association and is voluntarily provided by an owner and not requested by the association.

~~f.6.~~ Electronic security measures that are used by the association to safeguard data, including passwords.

~~g.7.~~ The software and operating system used by the association which allow the manipulation of data, even if the owner owns a copy of the same software used by the association. The data is part of the official records of the association.

(d) The association shall prepare a question and answer sheet as described in s. 718.504, and shall update it annually.

(e)1. The association or its authorized agent is not required to provide a prospective purchaser or lienholder with information about the condominium or the association other than information or documents required by this chapter to be made available or disclosed. The association or its authorized agent may charge a reasonable fee to the prospective purchaser, lienholder, or the current unit owner for providing good faith responses to requests for information by or on behalf of a prospective purchaser or lienholder, other than that required by law, if the fee does not exceed \$150 plus the reasonable cost of photocopying and any attorney's fees incurred by the association in connection with the response.

2. An association and its authorized agent are not liable for providing such information in good faith pursuant to a written request if the person providing the information includes a written statement in substantially the following form: "The responses herein are made in good faith and to the best of my ability as to their accuracy."

(f) An outgoing board or committee member must relinquish all official records and property of the association in his or her possession or under his or her control to the incoming board within 5 days after the election. The division shall impose a civil penalty as set forth in s. 718.501(1)(d)6. against an outgoing board or committee member who willfully and knowingly fails to relinquish such records and property.

(g)1. *By July 1, 2018, an association with 150 or more units which does not manage timeshare units shall post digital copies of the documents specified in subparagraph 2. on its website.*

a. *The association's website must be:*

(I) *An independent website or web portal wholly owned and operated by the association; or*

(II) *A website or web portal operated by a third-party provider with whom the association owns, leases, rents, or otherwise obtains the right to operate a web page, subpage, web portal, or collection of subpages or web portals dedicated to the association's activities and on which required notices, records, and documents may be posted by the association.*

b. *The association's website must be accessible through the Internet and must contain a subpage, web portal, or other protected electronic location that is inaccessible to the general public and accessible only to unit owners and employees of the association.*

c. *Upon a unit owner's written request, the association must provide the unit owner with a username and password and access to the protected sections of the association's website which contain any notices, records, or documents that must be electronically provided.*

2. *A current copy of the following documents must be posted in digital format on the association's website:*

a. *The recorded declaration of condominium of each condominium operated by the association and each amendment to each declaration.*

b. *The recorded bylaws of the association and each amendment to the bylaws.*

c. *The articles of incorporation of the association, or other documents creating the association, and each amendment thereto. The copy posted pursuant to this sub-subparagraph must be a copy of the articles of incorporation filed with the Department of State.*

d. *The rules of the association.*

e. *Any management agreement, lease, or other contract to which the association is a party or under which the association or the unit owners have an obligation or responsibility. Summaries of bids for materials, equipment, or services must be maintained on the website for 1 year.*

f. *The annual budget required by s. 718.112(2)(f) and any proposed budget to be considered at the annual meeting.*

g. *The financial report required by subsection (13) and any proposed financial report to be considered at a meeting.*

h. *The certification of each director required by s. 718.112(2)(d)4.b.*

i. *All contracts or transactions between the association and any director, officer, corporation, firm, or association that is not an affiliated condominium association or any other entity in which an association director is also a director or officer and is financially interested.*

j. *Any contract or document regarding a conflict of interest or possible conflict of interest as provided in ss. 468.436(2) and 718.3026(3).*

k. *The notice of any unit owner meeting and the agenda for the meeting, as required by s. 718.112(2)(d)3., no later than 14 days before the meeting. The notice must be posted in plain view on the front page of the website, or on a separate subpage of the website labeled "Notices" which is conspicuously visible and linked from the front page. The association must also post on its website any document to be considered and voted on by the owners during the meeting or any document listed on the agenda at least 7 days before the meeting at which the document or the information within the document will be considered.*

l. *Notice of any board meeting, the agenda, and any other document required for the meeting as required by s. 718.112(2)(c), which must be posted no later than the date required for notice pursuant to s. 718.112(2)(c).*

3. *The association shall ensure that the information and records described in paragraph (c) which are not permitted to be accessible to unit owners are not posted on the association's website. If protected information or information restricted from being accessible to unit owners is included in documents that are required to be posted on the association's website, the association shall ensure the information is redacted before posting the documents online.*

(13) **FINANCIAL REPORTING.**—Within 90 days after the end of the fiscal year, or annually on a date provided in the bylaws, the association shall prepare and complete, or contract for the preparation and completion of, a financial report for the preceding fiscal year. Within 21 days after the final financial report is completed by the association or received from the third party, but not later than 120 days after the end of the fiscal year or other date as provided in the bylaws, the association shall mail to each unit owner at the address last furnished to the association by the unit owner, or hand deliver to each unit owner, a copy of the *most recent* financial report or a notice that a copy of the *most recent* financial report will be mailed or hand delivered to the unit owner, without charge, *within 5 business days after* ~~upon~~ receipt of a written request from the unit owner. The division shall adopt rules setting forth uniform accounting principles and standards to be used by all associations and addressing the financial reporting requirements for multicondominium associations. The rules must include, but not be limited to, standards for presenting a summary of association reserves, including a good faith estimate disclosing the annual amount of reserve funds that would be necessary for the association to fully fund reserves for each reserve item based on the straight-line accounting method. This disclosure is not applicable to reserves funded via the pooling method. In adopting such rules, the division shall consider the number

of members and annual revenues of an association. Financial reports shall be prepared as follows:

(a) An association that meets the criteria of this paragraph shall prepare a complete set of financial statements in accordance with generally accepted accounting principles. The financial statements must be based upon the association's total annual revenues, as follows:

1. An association with total annual revenues of \$150,000 or more, but less than \$300,000, shall prepare compiled financial statements.

2. An association with total annual revenues of at least \$300,000, but less than \$500,000, shall prepare reviewed financial statements.

3. An association with total annual revenues of \$500,000 or more shall prepare audited financial statements.

(b)1. An association with total annual revenues of less than \$150,000 shall prepare a report of cash receipts and expenditures.

~~2. An association that operates fewer than 50 units, regardless of the association's annual revenues, shall prepare a report of cash receipts and expenditures in lieu of financial statements required by paragraph (a).~~

~~2.3.~~ A report of cash receipts and disbursements must disclose the amount of receipts by accounts and receipt classifications and the amount of expenses by accounts and expense classifications, including, but not limited to, the following, as applicable: costs for security, professional and management fees and expenses, taxes, costs for recreation facilities, expenses for refuse collection and utility services, expenses for lawn care, costs for building maintenance and repair, insurance costs, administration and salary expenses, and reserves accumulated and expended for capital expenditures, deferred maintenance, and any other category for which the association maintains reserves.

(c) An association may prepare, without a meeting of or approval by the unit owners:

1. Compiled, reviewed, or audited financial statements, if the association is required to prepare a report of cash receipts and expenditures;

2. Reviewed or audited financial statements, if the association is required to prepare compiled financial statements; or

3. Audited financial statements if the association is required to prepare reviewed financial statements.

(d) If approved by a majority of the voting interests present at a properly called meeting of the association, an association may prepare:

1. A report of cash receipts and expenditures in lieu of a compiled, reviewed, or audited financial statement;

2. A report of cash receipts and expenditures or a compiled financial statement in lieu of a reviewed or audited financial statement; or

3. A report of cash receipts and expenditures, a compiled financial statement, or a reviewed financial statement in lieu of an audited financial statement.

Such meeting and approval must occur before the end of the fiscal year and is effective only for the fiscal year in which the vote is taken, except that the approval may also be effective for the following fiscal year. If the developer has not turned over control of the association, all unit owners, including the developer, may vote on issues related to the preparation of the association's financial reports, from the date of incorporation of the association through the end of the second fiscal year after the fiscal year in which the certificate of a surveyor and mapper is recorded pursuant to s. 718.104(4)(e) or an instrument that transfers title to a unit in the condominium which is not accompanied by a recorded assignment of developer rights in favor of the grantee of such unit is recorded, whichever occurs first. Thereafter, all unit owners except the developer may vote on such issues until control is turned over to the association by the developer. Any audit or review prepared under this section shall be paid for by the developer if done before turnover of control of the association. ~~An association may not waive the financial reporting requirements of this section for more than 3 consecutive years.~~

(e) A unit owner may provide written notice to the division of the association's failure to mail or hand deliver to him or her a copy of the most recent financial report within 5 business days after he or she submitted a written request to the association for a copy of such report. If the division determines that the association failed to mail or hand deliver a copy of the most recent financial report to the unit owner, the division shall provide written notice to the association that the association must mail or hand deliver a copy of the most recent financial report to the unit owner and the division within 5 business days after it receives such notice from the division. An association that fails to comply with the division's request may not waive the financial reporting requirement provided in paragraph (d). A financial report received by the division pursuant to this paragraph shall be maintained, and the division shall provide a copy of such report to an association member upon his or her request.

(15) DEBIT CARDS.—

(a) An association and its officers, directors, employees, and agents may not use a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense.

(b) Use of a debit card issued in the name of the association, or billed directly to the association, for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud pursuant to s. 817.61.

Section 3. Paragraphs (c) and (l) of subsection (2) of section 718.112, Florida Statutes, are amended to read:

718.112 Bylaws.—

(2) REQUIRED PROVISIONS.—The bylaws shall provide for the following and, if they do not do so, shall be deemed to include the following:

(c) Board of administration meetings.—Meetings of the board of administration at which a quorum of the members is present are open to all unit owners. Members of the board of administration may use e-mail as a means of communication but may not cast a vote on an association matter via e-mail. A unit owner may tape record or videotape the meetings. The right to attend such meetings includes the right to speak at such meetings with reference to all designated agenda items. The division shall adopt reasonable rules governing the tape recording and videotaping of the meeting. The association may adopt written reasonable rules governing the frequency, duration, and manner of unit owner statements.

1. Adequate notice of all board meetings, which must specifically identify all agenda items, must be posted conspicuously on the condominium property at least 48 continuous hours before the meeting except in an emergency. If 20 percent of the voting interests petition the board to address an item of business, the board, within 60 days after receipt of the petition, shall place the item on the agenda at its next regular board meeting or at a special meeting called for that purpose. An item not included on the notice may be taken up on an emergency basis by a vote of at least a majority plus one of the board members. Such emergency action must be noticed and ratified at the next regular board meeting. *Notice of any meeting in which a regular or special assessment against unit owners is to be considered must specifically state that assessments will be considered and provide the estimated amount and a description of the purposes for such assessments. However,* Written notice of a meeting at which a nonemergency special assessment or an amendment to rules regarding unit use will be considered must be mailed, delivered, or electronically transmitted to the unit owners and posted conspicuously on the condominium property at least 14 days before the meeting. Evidence of compliance with this 14-day notice requirement must be made by an affidavit executed by the person providing the notice and filed with the official records of the association. Upon notice to the unit owners, the board shall, by duly adopted rule, designate a specific location on the condominium or association property where all notices of board meetings must be posted. If there is no condominium property or association property where notices can be posted, notices shall be mailed, delivered, or electronically transmitted to each unit owner at least 14 days before the meeting. In lieu of or in addition to the physical posting of the notice on the condominium property, the association may, by reasonable rule, adopt a procedure for conspicuously posting and repeatedly broadcasting the notice and the agenda on a

closed-circuit cable television system serving the condominium association. However, if broadcast notice is used in lieu of a notice physically posted on condominium property, the notice and agenda must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required under this section. If broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. *In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on a website serving the condominium association for at least the minimum period for which a notice of a meeting is required to be physically posted on the condominium property. Any rule adopted must, in addition to other matters, include a requirement that the association send an electronic notice in the same manner as required for a notice for a meeting of the members, which must include a hypertext link to the website where the notice is posted, to unit owners whose e-mail addresses are included in the association's official records. Notice of any meeting in which regular or special assessments against unit owners are to be considered must specifically state that assessments will be considered and provide the nature, estimated cost, and description of the purposes for such assessments.*

2. Meetings of a committee to take final action on behalf of the board or make recommendations to the board regarding the association budget are subject to this paragraph. Meetings of a committee that does not take final action on behalf of the board or make recommendations to the board regarding the association budget are subject to this section, unless those meetings are exempted from this section by the bylaws of the association.

3. Notwithstanding any other law, the requirement that board meetings and committee meetings be open to the unit owners does not apply to:

a. Meetings between the board or a committee and the association's attorney, with respect to proposed or pending litigation, if the meeting is held for the purpose of seeking or rendering legal advice; or

b. Board meetings held for the purpose of discussing personnel matters.

(l) Certificate of compliance.—A provision that a certificate of compliance from a licensed electrical contractor, ~~or~~ electrician, ~~or professional engineer~~ may be accepted by the association's board as evidence of compliance ~~of the condominium units~~ with the applicable fire and life safety code must be included. Notwithstanding chapter 633 or ~~of~~ any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, an association, ~~residential condominium,~~ or unit owner is not obligated to retrofit the common elements, association property, or units of a residential condominium with a fire sprinkler system or other engineered lifesafety system in a building that is 75 feet or less in height. *There is no obligation to retrofit for a building greater than 75 feet in height, calculated from the lowest level of fire department vehicle access to the floor of the highest occupiable story, has been certified for occupancy by the applicable governmental entity if the unit owners have voted to forego such retrofitting by the affirmative vote of two-thirds a majority of all voting interests in the affected condominium. There is no requirement that owners in condominiums of 75 feet or less conduct an opt-out vote, and such condominiums are exempt from fire sprinkler or other engineered lifesafety retrofitting. The preceding sentence is intended to clarify existing law.* The local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system or other engineered lifesafety system before January 1, 2022 ~~2020~~. *By December 31, 2018 ~~2016~~, an a residential condominium association that operates a residential condominium that is not in compliance with the requirements for a fire sprinkler system or other engineered lifesafety system and has not voted to forego retrofitting of such a system must initiate an application for a building permit for the required installation with the local government having jurisdiction demonstrating that the association will become compliant by December 31, 2021 ~~2019~~.*

1. A vote to forego *required* retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, ~~or~~ by execution of a written consent by the member, or by *electronic voting*, and is effective upon recording a certificate *executed by*

an officer or agent of the association attesting to such vote in the public records of the county where the condominium is located. *When an opt-out vote is to be conducted at a meeting, the association shall mail or hand deliver to each unit owner written notice at least 14 days before the membership meeting in which the vote to forego retrofitting of the required fire sprinkler system or other engineered lifesafety system is to take place. Within 30 days after the association's opt-out vote, notice of the results of the opt-out vote must be mailed or hand delivered to all unit owners. Evidence of compliance with this notice requirement must be made by affidavit executed by the person providing the notice and filed among the official records of the association. Failure to provide timely notice to unit owners does not invalidate an otherwise valid opt-out vote if notice of the results is provided to the owners.* After notice is provided to each owner, a copy must be provided by the current owner to a new owner before closing and by a unit owner to a renter before signing a lease.

2. If there has been a previous vote to forego retrofitting, a vote to require retrofitting may be obtained at a special meeting of the unit owners called by a petition of at least 10 percent of the voting interests or by a majority of the board of directors. *The approval of two-thirds of all voting interests in the affected condominium is required to require retrofitting. Such a vote may only be called once every 3 years.* Notice shall be provided as required for any regularly called meeting of the unit owners, and must state the purpose of the meeting. ~~Electronic transmission may not be used to provide notice of a meeting called in whole or in part for this purpose.~~

3. As part of the information collected annually from condominiums, the division shall require condominium associations to report the membership vote and recording of a certificate under this subsection and, if retrofitting has been undertaken, the per-unit cost of such work. The division shall annually report to the Division of State Fire Marshal of the Department of Financial Services the number of condominiums that have elected to forego retrofitting. *Compliance with this administrative reporting requirement does not affect the validity of an opt-out vote.*

4. Notwithstanding s. 553.509, a residential association may not be obligated to, and may forego the retrofitting of, any improvements required by s. 553.509(2) upon an affirmative vote of a majority of the voting interests in the affected condominium.

5. *This paragraph does not apply to timeshare condominium associations, which shall be governed by s. 721.24.*

Section 4. Subsection (2) of section 718.113, Florida Statutes, is amended to read:

718.113 Maintenance; limitation upon improvement; display of flag; hurricane shutters and protection; display of religious decorations.—

(2)(a) Except as otherwise provided in this section, there shall be no material alteration or substantial additions to the common elements or to real property which is association property, except in a manner provided in the declaration as originally recorded or as amended under the procedures provided therein. If the declaration as originally recorded or as amended under the procedures provided therein does not specify the procedure for approval of material alterations or substantial additions, 75 percent of the total voting interests of the association must approve the alterations or additions *before the material alterations or substantial additions are commenced.* This paragraph is intended to clarify existing law and applies to associations existing on the effective date of this act ~~October 1, 2008.~~

(b) There shall not be any material alteration of, or substantial addition to, the common elements of any condominium operated by a multicondominium association unless approved in the manner provided in the declaration of the affected condominium or condominiums as originally recorded or as amended under the procedures provided therein. If a declaration as originally recorded or as amended under the procedures provided therein does not specify a procedure for approving such an alteration or addition, the approval of 75 percent of the total voting interests of each affected condominium is required *before the material alterations or substantial additions are commenced.* This subsection does not prohibit a provision in any declaration, articles of incorporation, or bylaws as originally recorded or as amended under the procedures provided therein requiring the approval of unit owners in

any condominium operated by the same association or requiring board approval before a material alteration or substantial addition to the common elements is permitted. This paragraph is intended to clarify existing law and applies to associations existing on the effective date of this act.

(c) There shall not be any material alteration or substantial addition made to association real property operated by a multicondominium association, except as provided in the declaration, articles of incorporation, or bylaws as originally recorded or as amended under the procedures provided therein. If the declaration, articles of incorporation, or bylaws as originally recorded or as amended under the procedures provided therein do not specify the procedure for approving an alteration or addition to association real property, the approval of 75 percent of the total voting interests of the association is required *before the material alterations or substantial additions are commenced.* This paragraph is intended to clarify existing law and applies to associations existing on the effective date of this act.

Section 5. Subsections (1) and (3) of section 718.117, Florida Statutes, are amended, and subsection (21) is added to that section, to read:

718.117 Termination of condominium.—

(1) LEGISLATIVE FINDINGS.—The Legislature finds that:

(a) Condominiums are created as authorized by statute *and are subject to covenants that encumber the land and restrict the use of real property.*

(b) *In some circumstances, the continued enforcement of those covenants that may create economic waste or areas of disrepair which threaten the safety and welfare of the public, or cause obsolescence of the a condominium property for its intended use and thereby lower property tax values, and the Legislature further finds that it is the public policy of this state to provide by statute a method to preserve the value of the property interests and the rights of alienation thereof that owners have in the condominium property before and after termination.*

(c) ~~The Legislature further finds that~~ *It is contrary to the public policy of this state to require the continued operation of a condominium when to do so constitutes economic waste or when the ability to do so is made impossible by law or regulation.*

(d) *It is in the best interest of the state to provide for termination of the covenants of a declaration of condominium in certain circumstances, in order to:*

1. *Ensure the continued maintenance, management, and repair of stormwater management systems, conservation areas, and conservation easements.*

2. *Avoid transferring the expense of maintaining infrastructure serving the condominium property, including, but not limited to, stormwater systems and conservation areas, to the general tax bases of the state and local governments.*

3. *Prevent covenants from impairing the continued productive use of the property.*

4. *Protect state residents from health and safety hazards created by derelict, damaged, obsolete, or abandoned condominium properties.*

5. *Provide for fair treatment and just compensation for individuals, preserve property values, and preserve the local property tax base.*

6. *Preserve the state's long history of protecting homestead property and homestead property rights by ensuring that such protection is extended to homestead property owners in the context of a termination of the covenants of a declaration of condominium. This section applies to all condominiums in this state in existence on or after July 1, 2007.*

(3) OPTIONAL TERMINATION.—~~Except as provided in subsection (2) or unless the declaration provides for a lower percentage,~~ The condominium form of ownership may be terminated for all or a portion of the condominium property pursuant to a plan of termination *meeting the requirements of this section and approved by the division. Before a residential association submits a plan to the division, the plan must be approved by at least 80 percent of the total voting interests of the*

condominium. *However*, if 5 ~~10~~ percent or more of the total voting interests of the condominium have rejected the plan of termination by negative vote or by providing written objections, the plan of termination may not proceed.

(a) The termination of the condominium form of ownership is subject to the following conditions:

1. The total voting interests of the condominium must include all voting interests for the purpose of considering a plan of termination. A voting interest of the condominium may not be suspended for any reason when voting on termination pursuant to this subsection.

2. If 5 ~~10~~ percent or more of the total voting interests of the condominium reject a plan of termination, a subsequent plan of termination pursuant to this subsection may not be considered for 24 ~~18~~ months after the date of the rejection.

(b) This subsection does not apply to any condominium created pursuant to part VI of this chapter until 10 ~~5~~ years after the recording of the declaration of condominium, unless there is no objection to the plan of termination.

(c) For purposes of this subsection, the term “bulk owner” means the single holder of such voting interests or an owner together with a related entity or entities that would be considered an insider, as defined in s. 726.102, holding such voting interests. If the condominium association is a residential association proposed for termination pursuant to this section and, at the time of recording the plan of termination, at least 80 percent of the total voting interests are owned by a bulk owner, the plan of termination is subject to the following conditions and limitations:

1. If the former condominium units are offered for lease to the public after the termination, each unit owner in occupancy immediately before the date of recording of the plan of termination may lease his or her former unit and remain in possession of the unit for 12 months after the effective date of the termination on the same terms as similar unit types within the property are being offered to the public. In order to obtain a lease and exercise the right to retain exclusive possession of the unit owner’s former unit, the unit owner must make a written request to the termination trustee to rent the former unit within 90 days after the date the plan of termination is recorded. Any unit owner who fails to timely make such written request and sign a lease within 15 days after being presented with a lease is deemed to have waived his or her right to retain possession of his or her former unit and shall be required to vacate the former unit upon the effective date of the termination, unless otherwise provided in the plan of termination.

2. Any former unit owner whose unit was granted homestead exemption status by the applicable county property appraiser as of the date of the recording of the plan of termination shall be paid a relocation payment in an amount equal to 1 percent of the termination proceeds allocated to the owner’s former unit. Any relocation payment payable under this subparagraph shall be paid by the single entity or related entities owning at least 80 percent of the total voting interests. Such relocation payment shall be in addition to the termination proceeds for such owner’s former unit and shall be paid no later than 10 days after the former unit owner vacates his or her former unit.

3. For their respective units, all unit owners other than the bulk owner must be compensated at least 100 percent of the fair market value of their units. The fair market value shall be determined as of a date that is no earlier than 90 days before the date that the plan of termination is recorded and shall be determined by an independent appraiser selected by the termination trustee. ~~For a person an original purchaser from the developer who rejects the plan of termination and~~ whose unit was granted homestead exemption status by the applicable county property appraiser, or was an owner-occupied operating business, as of the date that the plan of termination is recorded and who is current in payment of both assessments and other monetary obligations to the association ~~and any mortgage encumbering the unit~~ as of the date the plan of termination is recorded, the fair market value for the unit owner rejecting the plan shall be at least the original purchase price paid for the unit. For purposes of this subparagraph, the term “fair market value” means the price of a unit that a seller is willing to accept and a buyer is willing to pay on the open market in an arms-length transaction based on similar units sold in other condominiums, in-

cluding units sold in bulk purchases but excluding units sold at wholesale or distressed prices. The purchase price of units acquired in bulk following a bankruptcy or foreclosure shall not be considered for purposes of determining fair market value.

4. The plan of termination must provide for payment of a first mortgage encumbering a unit to the extent necessary to satisfy the lien, but the payment may not exceed the unit’s share of the proceeds of termination under the plan. If the unit owner is current in payment of both assessments and other monetary obligations to the association and any mortgage encumbering the unit as of the date the plan of termination is recorded, the receipt by the holder of the unit’s share of the proceeds of termination under the plan or the outstanding balance of the mortgage, whichever is less, shall be deemed to have satisfied the first mortgage in full.

5. Before a plan of termination is presented to the unit owners for consideration pursuant to this paragraph, the plan must include the following written disclosures in a sworn statement:

a. The identity of any person or entity that owns or controls 25 ~~50~~ percent or more of the units in the condominium and, if the units are owned by an artificial entity or entities, a disclosure of the natural person or persons who, directly or indirectly, manage or control the entity or entities and the natural person or persons who, directly or indirectly, own or control 10 ~~20~~ percent or more of the artificial entity or entities that constitute the bulk owner.

b. The units acquired by any bulk owner, the date each unit was acquired, and the total amount of compensation paid to each prior unit owner by the bulk owner, regardless of whether attributed to the purchase price of the unit.

c. The relationship of any board member to the bulk owner or any person or entity affiliated with the bulk owner subject to disclosure pursuant to this subparagraph.

d. *The factual circumstances that show that the plan complies with the requirements of this section and that the plan supports the expressed public policies of this section.*

(d) If the members of the board of administration are elected by the bulk owner, unit owners other than the bulk owner may elect at least one-third of the members of the board of administration before the approval of any plan of termination.

(e) *Subsection (2) does not apply to optional termination pursuant to this subsection.*

(21) *APPLICABILITY.—This section applies to all condominiums in this state in existence on or after July 1, 2007.*

Section 6. *The amendments made by this act to s. 718.117, Florida Statutes, are intended to clarify existing law, are remedial in nature and intended to address the rights and liabilities of the affected parties, and apply to all condominiums created under the Condominium Act.*

Section 7. Section 718.707, Florida Statutes, is amended to read:

718.707 Time limitation for classification as bulk assignee or bulk buyer.—A person acquiring condominium parcels may not be classified as a bulk assignee or bulk buyer unless the condominium parcels were acquired on or after July 1, 2010, ~~but before July 1, 2018~~. The date of such acquisition shall be determined by the date of recording a deed or other instrument of conveyance for such parcels in the public records of the county in which the condominium is located, or by the date of issuing a certificate of title in a foreclosure proceeding with respect to such condominium parcels.

Section 8. Paragraphs (a) and (b) of subsection (2) and paragraphs (b) and (c) of subsection (4) of section 719.104, Florida Statutes, are amended to read:

719.104 Cooperatives; access to units; records; financial reports; assessments; purchase of leases.—

(2) OFFICIAL RECORDS.—

(a) From the inception of the association, the association shall maintain a copy of each of the following, where applicable, which shall constitute the official records of the association:

1. The plans, permits, warranties, and other items provided by the developer pursuant to s. 719.301(4).
2. A photocopy of the cooperative documents.
3. A copy of the current rules of the association.
4. A book or books containing the minutes of all meetings of the association, of the board of directors, and of the unit owners, which minutes shall be retained for a period of not less than 7 years.
5. A current roster of all unit owners and their mailing addresses, unit identifications, voting certifications, and, if known, telephone numbers. The association shall also maintain the electronic mailing addresses and the numbers designated by unit owners for receiving notice sent by electronic transmission of those unit owners consenting to receive notice by electronic transmission. The electronic mailing addresses and numbers provided by unit owners to receive notice by electronic transmission shall be removed from association records when consent to receive notice by electronic transmission is revoked. However, the association is not liable for an erroneous disclosure of the electronic mail address or the number for receiving electronic transmission of notices.
6. All current insurance policies of the association.
7. A current copy of any management agreement, lease, or other contract to which the association is a party or under which the association or the unit owners have an obligation or responsibility.
8. Bills of sale or transfer for all property owned by the association.
9. Accounting records for the association and separate accounting records for each unit it operates, according to good accounting practices. All accounting records shall be maintained for a period of not less than 7 years. The accounting records shall include, but not be limited to:
 - a. Accurate, itemized, and detailed records of all receipts and expenditures.
 - b. A current account and a monthly, bimonthly, or quarterly statement of the account for each unit designating the name of the unit owner, the due date and amount of each assessment, the amount paid upon the account, and the balance due.
 - c. All audits, reviews, accounting statements, and financial reports of the association.
 - d. All contracts for work to be performed. Bids for work to be performed shall also be considered official records and shall be maintained for a period of 1 year.
10. Ballots, sign-in sheets, voting proxies, and all other papers *and electronic records* relating to voting by unit owners, which shall be maintained for a period of 1 year after the date of the election, vote, or meeting to which the document relates.
11. All rental records where the association is acting as agent for the rental of units.
12. A copy of the current question and answer sheet as described in s. 719.504.
13. All other written records of the association not specifically included in the foregoing which are related to the operation of the association.

(b) The official records of the association must be maintained within the state for at least 7 years. The records of the association shall be made available to a unit owner within 45 miles of the cooperative property or within the county in which the cooperative property is located within 10 ~~5~~ working days after receipt of written request by the board or its designee. This paragraph may be complied with by having a copy of the official records of the association available for inspection or copying on the cooperative property or the association may offer the

option of making the records available to a unit owner electronically via the Internet or by allowing the records to be viewed in an electronic format on a computer screen and printed upon request. The association is not responsible for the use or misuse of the information provided to an association member or his or her authorized representative pursuant to the compliance requirements of this chapter unless the association has an affirmative duty not to disclose such information pursuant to this chapter.

(4) FINANCIAL REPORT.—

(b) Except as provided in paragraph (c), an association whose total annual revenues meet the criteria of this paragraph shall prepare or cause to be prepared a complete set of financial statements according to the generally accepted accounting principles adopted by the Board of Accountancy. The financial statements shall be as follows:

1. An association with total annual revenues between \$150,000 and \$299,999 shall prepare a compiled financial statement.
2. An association with total annual revenues between \$300,000 and \$499,999 shall prepare a reviewed financial statement.
3. An association with total annual revenues of \$500,000 or more shall prepare an audited financial statement.
4. The requirement to have the financial statement compiled, reviewed, or audited does not apply to an association if a majority of the voting interests of the association present at a duly called meeting of the association have voted to waive this requirement for the fiscal year. In an association in which turnover of control by the developer has not occurred, the developer may vote to waive the audit requirement for the first 2 years of operation of the association, after which time waiver of an applicable audit requirement shall be by a majority of voting interests other than the developer. The meeting shall be held prior to the end of the fiscal year, and the waiver shall be effective for only one fiscal year. ~~An association may not waive the financial reporting requirements of this section for more than 3 consecutive years.~~

(c)1. An association with total annual revenues of less than \$150,000 shall prepare a report of cash receipts and expenditures.

~~2. An association in a community of fewer than 50 units, regardless of the association's annual revenues, shall prepare a report of cash receipts and expenditures in lieu of the financial statements required by paragraph (b), unless the declaration or other recorded governing documents provide otherwise.~~

~~2.3.~~ A report of cash receipts and expenditures must disclose the amount of receipts by accounts and receipt classifications and the amount of expenses by accounts and expense classifications, including the following, as applicable: costs for security, professional, and management fees and expenses; taxes; costs for recreation facilities; expenses for refuse collection and utility services; expenses for lawn care; costs for building maintenance and repair; insurance costs; administration and salary expenses; and reserves, if maintained by the association.

Section 9. Subsection (5) of section 719.1055, Florida Statutes, is amended to read:

719.1055 Amendment of cooperative documents; alteration and acquisition of property.—

(5) The bylaws must include a provision whereby a certificate of compliance from a licensed electrical contractor, ~~or~~ electrician, ~~or professional engineer~~ may be accepted by the association's board as evidence of compliance ~~of the cooperative units~~ with the applicable fire and life safety code.

(a)1. Notwithstanding chapter 633 or any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, ~~an association a cooperative~~ or unit owner is not obligated to retrofit the common elements or units of a residential cooperative with a fire sprinkler system or other engineered lifesafety system in a building that is 75 feet or less in height. ~~There is no obligation to retrofit for a building greater than 75 feet in height, calculated from the lowest level of fire department vehicle access to the floor of the highest occupiable story, has been certified for occupancy by the applicable governmental entity if~~

the unit owners have voted to forego such retrofitting by the affirmative vote of ~~two-thirds a majority~~ of all voting interests in the affected cooperative. ~~There is no requirement that owners in cooperatives of 75 feet or less conduct an opt-out vote, and such cooperatives are exempt from fire sprinkler or other engineered life safety retrofitting. The preceding sentence is intended to clarify existing law.~~ The local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system or other engineered life safety system before ~~January 1, 2022 the end of 2019~~. By December 31, ~~2018 2016~~, a cooperative that is not in compliance with the requirements for a fire sprinkler system or other engineered life safety system and has not voted to forego retrofitting of such a system must initiate an application for a building permit for the required installation with the local government having jurisdiction demonstrating that the cooperative will become compliant by December 31, ~~2021 2019~~.

2. A vote to forego ~~required~~ retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, ~~or~~ by execution of a written consent by the member, or by ~~electronic voting~~, and is effective upon recording a certificate ~~executed by an officer or agent of the association~~ attesting to such vote in the public records of the county where the cooperative is located. ~~When the opt-out vote is to be conducted at a meeting, the cooperative shall mail or hand deliver to each unit owner written notice at least 14 days before the membership meeting in which the vote to forego retrofitting of the required fire sprinkler system or other engineered life safety system is to take place. Within 30 days after the cooperative's opt-out vote, notice of the results of the opt-out vote must be mailed or hand delivered to all unit owners. Evidence of compliance with this notice requirement must be made by affidavit executed by the person providing the notice and filed among the official records of the cooperative. Failure to provide timely notice to unit owners does not invalidate an otherwise valid opt-out vote if notice of the results is provided to the owners. After notice is provided to each owner, a copy must be provided by the current owner to a new owner before closing and by a unit owner to a renter before signing a lease.~~

(b) If there has been a previous vote to forego retrofitting, a vote to require retrofitting may be obtained at a special meeting of the unit owners called by a petition of least 10 percent of the voting interests or by a majority of the board of directors. ~~The approval of two-thirds of all voting interests in the affected condominium is required to require retrofitting. Such vote may only be called once every 3 years.~~ Notice must be provided as required for any regularly called meeting of the unit owners, and the notice must state the purpose of the meeting. ~~Electronic transmission may not be used to provide notice of a meeting called in whole or in part for this purpose.~~

(c) As part of the information collected annually from cooperatives, the division shall require associations to report the membership vote and recording of a certificate under this subsection and, if retrofitting has been undertaken, the per-unit cost of such work. The division shall annually report to the Division of State Fire Marshal of the Department of Financial Services the number of cooperatives that have elected to forego retrofitting. ~~Compliance with this administrative reporting requirement does not affect the validity of an opt-out vote.~~

Section 10. Paragraphs (a) and (c) of subsection (1) of section 719.106, Florida Statutes, are amended, and paragraph (m) is added to that subsection, to read:

719.106 Bylaws; cooperative ownership.—

(1) MANDATORY PROVISIONS.—The bylaws or other cooperative documents shall provide for the following, and if they do not, they shall be deemed to include the following:

(a) Administration.—

1. The form of administration of the association shall be described, indicating the titles of the officers and board of administration and specifying the powers, duties, manner of selection and removal, and compensation, if any, of officers and board members. In the absence of such a provision, the board of administration shall be composed of five members, except in the case of cooperatives having five or fewer units, in which case in not-for-profit corporations, the board shall consist of not fewer than three members. ~~In a residential cooperative association of more than 10 units, coowners of a unit may not serve as members of~~

~~the board of directors at the same time unless the coowners own more than one unit or unless there are not enough eligible candidates to fill the vacancies on the board at the time of the vacancy.~~ In the absence of provisions to the contrary, the board of administration shall have a president, a secretary, and a treasurer, who shall perform the duties of those offices customarily performed by officers of corporations. Unless prohibited in the bylaws, the board of administration may appoint other officers and grant them those duties it deems appropriate. Unless otherwise provided in the bylaws, the officers shall serve without compensation and at the pleasure of the board. Unless otherwise provided in the bylaws, the members of the board shall serve without compensation.

2. A person who has been suspended or removed by the division under this chapter, or who is delinquent in the payment of any monetary obligation due to the association, is not eligible to be a candidate for board membership and may not be listed on the ballot. A director or officer charged by information or indictment with a felony theft or embezzlement offense involving the association's funds or property is suspended from office. The board shall fill the vacancy according to general law until the end of the period of the suspension or the end of the director's term of office, whichever occurs first. However, if the charges are resolved without a finding of guilt or without acceptance of a plea of guilty or nolo contendere, the director or officer shall be reinstated for any remainder of his or her term of office. A member who has such criminal charges pending may not be appointed or elected to a position as a director or officer. A person who has been convicted of any felony in this state or in any United States District Court, or who has been convicted of any offense in another jurisdiction which would be considered a felony if committed in this state, is not eligible for board membership unless such felon's civil rights have been restored for at least 5 years as of the date such person seeks election to the board. The validity of an action by the board is not affected if it is later determined that a board member is ineligible for board membership due to having been convicted of a felony.

3. When a unit owner files a written inquiry by certified mail with the board of administration, the board shall respond in writing to the unit owner within 30 days of receipt of the inquiry. The board's response shall either give a substantive response to the inquirer, notify the inquirer that a legal opinion has been requested, or notify the inquirer that advice has been requested from the division. If the board requests advice from the division, the board shall, within 10 days of its receipt of the advice, provide in writing a substantive response to the inquirer. If a legal opinion is requested, the board shall, within 60 days after the receipt of the inquiry, provide in writing a substantive response to the inquirer. The failure to provide a substantive response to the inquirer as provided herein precludes the board from recovering attorney's fees and costs in any subsequent litigation, administrative proceeding, or arbitration arising out of the inquiry. The association may, through its board of administration, adopt reasonable rules and regulations regarding the frequency and manner of responding to the unit owners' inquiries, one of which may be that the association is obligated to respond to only one written inquiry per unit in any given 30-day period. In such case, any additional inquiry or inquiries must be responded to in the subsequent 30-day period, or periods, as applicable.

(c) Board of administration meetings.—~~Members of the board of administration may use e-mail as a means of communication but may not cast a vote on an association matter via e-mail.~~ Meetings of the board of administration at which a quorum of the members is present shall be open to all unit owners. Any unit owner may tape record or videotape meetings of the board of administration. The right to attend such meetings includes the right to speak at such meetings with reference to all designated agenda items. The division shall adopt reasonable rules governing the tape recording and videotaping of the meeting. The association may adopt reasonable written rules governing the frequency, duration, and manner of unit owner statements. Adequate notice of all meetings shall be posted in a conspicuous place upon the cooperative property at least 48 continuous hours preceding the meeting, except in an emergency. Any item not included on the notice may be taken up on an emergency basis by at least a majority plus one of the members of the board. Such emergency action shall be noticed and ratified at the next regular meeting of the board. ~~Notice of any meeting in which regular or special assessments against unit owners are to be considered must specifically state that assessments will be considered and provide the estimated amount and description of the purposes for such assessments.~~ ~~However,~~ Written notice of any meeting at which nonemergency special

assessments, or at which amendment to rules regarding unit use, will be considered shall be mailed, delivered, or electronically transmitted to the unit owners and posted conspicuously on the cooperative property not less than 14 days before the meeting. Evidence of compliance with this 14-day notice shall be made by an affidavit executed by the person providing the notice and filed among the official records of the association. Upon notice to the unit owners, the board shall by duly adopted rule designate a specific location on the cooperative property upon which all notices of board meetings shall be posted. In lieu of or in addition to the physical posting of notice of any meeting of the board of administration on the cooperative property, the association may, by reasonable rule, adopt a procedure for conspicuously posting and repeatedly broadcasting the notice and the agenda on a closed-circuit cable television system serving the cooperative association. However, if broadcast notice is used in lieu of a notice posted physically on the cooperative property, the notice and agenda must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required under this section. When broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. *In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on a website serving the cooperative association for at least the minimum period for which a notice of a meeting is required to be physically posted on the cooperative property. Any rule adopted must, in addition to other matters, include a requirement that the association send an electronic notice in the same manner as required for a notice for a meeting of the members, which must include a hypertext link to the website where the notice is posted, to unit owners whose e-mail addresses are included in the association's official records. Notice of any meeting in which regular assessments against unit owners are to be considered for any reason shall specifically contain a statement that assessments will be considered and the nature of any such assessments.* Meetings of a committee to take final action on behalf of the board or to make recommendations to the board regarding the association budget are subject to the provisions of this paragraph. Meetings of a committee that does not take final action on behalf of the board or make recommendations to the board regarding the association budget are subject to the provisions of this section, unless those meetings are exempted from this section by the bylaws of the association. Notwithstanding any other law to the contrary, the requirement that board meetings and committee meetings be open to the unit owners does not apply to board or committee meetings held for the purpose of discussing personnel matters or meetings between the board or a committee and the association's attorney, with respect to proposed or pending litigation, if the meeting is held for the purpose of seeking or rendering legal advice.

(m) *Director or officer delinquencies.—A director or officer who is more than 90 days delinquent in the payment of any monetary obligation due the association shall be deemed to have abandoned the office, creating a vacancy in the office to be filled according to law.*

Section 11. Paragraph (b) of subsection (1) of section 719.107, Florida Statutes, is amended to read:

719.107 Common expenses; assessment.—

(1)

(b) ~~If so provided in the bylaws, the cost of communications services as defined in chapter 202, information services, or Internet services a master antenna television system or duly franchised cable television service obtained pursuant to a bulk contract shall be deemed a common expense, and if not obtained pursuant to a bulk contract, such cost shall be considered common expense if it is designated as such in a written contract between the board of administration and the company providing the communications services as defined in chapter 202, information services, or Internet services master television antenna system or the cable television service. The contract shall be for a term of not less than 2 years.~~

1. Any contract made by the board after April 2, 1992, for a community antenna system or duly franchised cable television service, communications services as defined in chapter 202, information services, or Internet services may be canceled by a majority of the voting interests present at the next regular or special meeting of the association. Any

member may make a motion to cancel the contract, but if no motion is made or if such motion fails to obtain the required majority at the next regular or special meeting, whichever is sooner, following the making of the contract, then such contract shall be deemed ratified for the term therein expressed.

2. Any such contract shall provide, and shall be deemed to provide if not expressly set forth, that any hearing impaired or legally blind unit owner who does not occupy the unit with a nonhearing impaired or sighted person may discontinue the service without incurring disconnect fees, penalties, or subsequent service charges, and as to such units, the owners shall not be required to pay any common expenses charge related to such service. If less than all members of an association share the expenses of cable television, the expense shall be shared equally by all participating unit owners. The association may use the provisions of s. 719.108 to enforce payment of the shares of such costs by the unit owners receiving cable television.

Section 12. Paragraphs (a) and (c) of subsection (2) and subsection (7) of section 720.303, Florida Statutes, are amended to read:

720.303 Association powers and duties; meetings of board; official records; budgets; financial reporting; association funds; recalls.—

(2) BOARD MEETINGS.—

(a) *Members of the board of administration may use e-mail as a means of communication, but may not cast a vote on an association matter via e-mail.* A meeting of the board of directors of an association occurs whenever a quorum of the board gathers to conduct association business. Meetings of the board must be open to all members, except for meetings between the board and its attorney with respect to proposed or pending litigation where the contents of the discussion would otherwise be governed by the attorney-client privilege. A meeting of the board must be held at a location that is accessible to a physically handicapped person if requested by a physically handicapped person who has a right to attend the meeting. The provisions of this subsection shall also apply to the meetings of any committee or other similar body when a final decision will be made regarding the expenditure of association funds and to meetings of any body vested with the power to approve or disapprove architectural decisions with respect to a specific parcel of residential property owned by a member of the community.

(c) The bylaws shall provide *the following* for giving notice to parcel owners and members of all board meetings and, if they do not do so, shall be deemed to ~~include~~ **provide** the following:

1. Notices of all board meetings must be posted in a conspicuous place in the community at least 48 hours in advance of a meeting, except in an emergency. In the alternative, if notice is not posted in a conspicuous place in the community, notice of each board meeting must be mailed or delivered to each member at least 7 days before the meeting, except in an emergency. Notwithstanding this general notice requirement, for communities with more than 100 members, the association bylaws may provide for a reasonable alternative to posting or mailing of notice for each board meeting, including publication of notice, provision of a schedule of board meetings, or the conspicuous posting and repeated broadcasting of the notice on a closed-circuit cable television system serving the homeowners' association. However, if broadcast notice is used in lieu of a notice posted physically in the community, the notice must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required. When broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. *In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on a website serving the association for at least the minimum period for which a notice of a meeting is required to be physically posted on the association property. Any rule adopted must, in addition to other matters, include a requirement that the association send an electronic notice in the same manner as required for a notice for a meeting of the members, which must include a hypertext link to the website where the notice is posted, to members who have provided an e-mail address to the association for the purpose of receiving notice by electronic transmission.* The association may provide notice by electronic transmission in a manner authorized by law for meetings of the

board of directors, committee meetings requiring notice under this section, and annual and special meetings of the members; however, a member must consent in writing to receiving notice by electronic transmission.

2. An assessment may not be levied at a board meeting unless the notice of the meeting includes a statement that assessments will be considered and the nature of the assessments. Written notice of any meeting at which special assessments will be considered or at which amendments to rules regarding parcel use will be considered must be mailed, delivered, or electronically transmitted to the members and parcel owners and posted conspicuously on the property or broadcast on closed-circuit cable television not less than 14 days before the meeting.

3. Directors may not vote by proxy or by secret ballot at board meetings, except that secret ballots may be used in the election of officers. This subsection also applies to the meetings of any committee or other similar body, when a final decision will be made regarding the expenditure of association funds, and to any body vested with the power to approve or disapprove architectural decisions with respect to a specific parcel of residential property owned by a member of the community.

(7) FINANCIAL REPORTING.—Within 90 days after the end of the fiscal year, or annually on the date provided in the bylaws, the association shall prepare and complete, or contract with a third party for the preparation and completion of, a financial report for the preceding fiscal year. Within 21 days after the final financial report is completed by the association or received from the third party, but not later than 120 days after the end of the fiscal year or other date as provided in the bylaws, the association shall, within the time limits set forth in subsection (5), provide each member with a copy of the annual financial report or a written notice that a copy of the financial report is available upon request at no charge to the member. Financial reports shall be prepared as follows:

(a) An association that meets the criteria of this paragraph shall prepare or cause to be prepared a complete set of financial statements in accordance with generally accepted accounting principles as adopted by the Board of Accountancy. The financial statements shall be based upon the association's total annual revenues, as follows:

1. An association with total annual revenues of \$150,000 or more, but less than \$300,000, shall prepare compiled financial statements.
2. An association with total annual revenues of at least \$300,000, but less than \$500,000, shall prepare reviewed financial statements.
3. An association with total annual revenues of \$500,000 or more shall prepare audited financial statements.

(b)1. An association with total annual revenues of less than \$150,000 shall prepare a report of cash receipts and expenditures.

~~2. An association in a community of fewer than 50 parcels, regardless of the association's annual revenues, may prepare a report of cash receipts and expenditures in lieu of financial statements required by paragraph (a) unless the governing documents provide otherwise.~~

~~2.3. A report of cash receipts and disbursement must disclose the amount of receipts by accounts and receipt classifications and the amount of expenses by accounts and expense classifications, including, but not limited to, the following, as applicable: costs for security, professional, and management fees and expenses; taxes; costs for recreation facilities; expenses for refuse collection and utility services; expenses for lawn care; costs for building maintenance and repair; insurance costs; administration and salary expenses; and reserves if maintained by the association.~~

(c) If 20 percent of the parcel owners petition the board for a level of financial reporting higher than that required by this section, the association shall duly notice and hold a meeting of members within 30 days of receipt of the petition for the purpose of voting on raising the level of reporting for that fiscal year. Upon approval of a majority of the total voting interests of the parcel owners, the association shall prepare or cause to be prepared, shall amend the budget or adopt a special assessment to pay for the financial report regardless of any provision to

the contrary in the governing documents, and shall provide within 90 days of the meeting or the end of the fiscal year, whichever occurs later:

1. Compiled, reviewed, or audited financial statements, if the association is otherwise required to prepare a report of cash receipts and expenditures;

2. Reviewed or audited financial statements, if the association is otherwise required to prepare compiled financial statements; or

3. Audited financial statements if the association is otherwise required to prepare reviewed financial statements.

(d) If approved by a majority of the voting interests present at a properly called meeting of the association, an association may prepare or cause to be prepared:

1. A report of cash receipts and expenditures in lieu of a compiled, reviewed, or audited financial statement;

2. A report of cash receipts and expenditures or a compiled financial statement in lieu of a reviewed or audited financial statement; or

3. A report of cash receipts and expenditures, a compiled financial statement, or a reviewed financial statement in lieu of an audited financial statement.

Section 13. Paragraph (a) of subsection (9) of section 720.306, Florida Statutes, is amended to read:

720.306 Meetings of members; voting and election procedures; amendments.—

(9) ELECTIONS AND BOARD VACANCIES.—

(a) Elections of directors must be conducted in accordance with the procedures set forth in the governing documents of the association. Except as provided in paragraph (b), all members of the association are eligible to serve on the board of directors, and a member may nominate himself or herself as a candidate for the board at a meeting where the election is to be held; provided, however, that if the election process allows candidates to be nominated in advance of the meeting, the association is not required to allow nominations at the meeting. An election is not required unless more candidates are nominated than vacancies exist. *If an election is not required because there are either an equal number or fewer qualified candidates than vacancies exist, and if nominations from the floor are not required pursuant to this section or the bylaws, write-in nominations are not permitted, and such candidates shall commence service on the board of directors, regardless of whether a quorum is attained at the annual meeting.* Except as otherwise provided in the governing documents, boards of directors must be elected by a plurality of the votes cast by eligible voters. Any challenge to the election process must be commenced within 60 days after the election results are announced.

Section 14. Paragraph (b) of subsection (3) of section 720.3085, Florida Statutes, is amended to read:

720.3085 Payment for assessments; lien claims.—

(3) Assessments and installments on assessments that are not paid when due bear interest from the due date until paid at the rate provided in the declaration of covenants or the bylaws of the association, which rate may not exceed the rate allowed by law. If no rate is provided in the declaration or bylaws, interest accrues at the rate of 18 percent per year.

(b) Any payment received by an association and accepted shall be applied first to any interest accrued, then to any administrative late fee, then to any costs and reasonable attorney fees incurred in collection, and then to the delinquent assessment. This paragraph applies notwithstanding any restrictive endorsement, designation, or instruction placed on or accompanying a payment. A late fee is not subject to the provisions of chapter 687 and is not a fine. *The foregoing is applicable notwithstanding s. 673.3111, any purported accord and satisfaction, or any restrictive endorsement, designation, or instruction placed on or accompanying a payment. The preceding sentence is intended to clarify existing law.*

Section 15. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to adopt rules governing such signs or symbols; providing enforcement; providing penalties; amending s. 718.111, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member's authorized representative; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; revising reporting requirements; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; revising legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the length of time to consider a plan of termination under certain conditions; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; authorizing an association to adopt rules for posting certain notices on a website; amending s. 719.107, F.S.; specifying certain services that are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; revising financial reporting requirements; authorizing an association to adopt rules for posting certain notices on a website; amending s. 720.306, F.S.; revising elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for SB 744**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1526—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1526**, pursuant to Rule 3.11(3), there being no objection, **HB 1203** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

On motion by Senator Bracy—

HB 1203—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 1526** and read the second time by title.

Pursuant to Rule 4.19, **HB 1203** was placed on the calendar of Bills on Third Reading.

CS for SB's 1318 and 1454—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; revising the entities responsible for screening, employing, and terminating child protection team medical directors to include the Statewide Medical Director for Child Protection; revising the term “district medical director” to “child protection team medical director”; revising references to subdivisions of the state from “districts” to “circuits”; revising the required board certifications for child protection team medical directors and reviewing physicians; revising the timeframe in which child protection team medical directors must obtain certification; requiring Children's Medical Services to convene a task force to develop a protocol for forensic interviewing of children suspected of having been abused; specifying membership of the task force; requiring Children's Medical Services to develop, maintain, and coordinate one or more sexual abuse treatment programs; amending s. 39.3031, F.S.; requiring the Department of Health, in consultation with the Department of Children and Families, to adopt rules regarding sexual abuse treatment programs; amending ss. 458.3175, 459.0066, and 827.03, F.S.; revising provisions regarding expert testimony provided by certain entities to include criminal cases involving child abuse and neglect, dependency cases, and cases involving sexual abuse of a child; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB's 1318 and 1454**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1269** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Broxson—

CS for HB 1269—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; revising the entities responsible for screening, employing, and terminating child protection team medical directors to include the Statewide Medical Director for Child Protection; revising the term “district medical director” to “child protection team medical director”; revising references to subdivisions of the state from “districts” to “circuits”; revising the required board certifications for

child protection team medical directors and reviewing physicians; revising the timeframe in which child protection team medical directors must obtain certification; requiring Children's Medical Services to convene a task force to develop a protocol for forensic interviewing of children suspected of having been abused; specifying membership of the task force; requiring Children's Medical Services to develop, maintain, and coordinate one or more sexual abuse treatment programs; amending s. 39.3031, F.S.; requiring the Department of Health in consultation with the Department of Children and Families to adopt rules regarding sexual abuse treatment programs; amending ss. 458.3175, 459.0066, and 827.03, F.S.; revising provisions regarding expert testimony provided by certain entities to include criminal cases involving child abuse and neglect, dependency cases, and cases involving sexual abuse of a child; providing an effective date.

—a companion measure, was substituted for **CS for SB's 1318 and 1454** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1269** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1210** was deferred.

SB 1408—A bill to be entitled An act relating to public records; creating s. 744.20042, F.S.; creating an exemption from public records requirements for certain personal identifying information, personal health and financial records, and photographs and video recordings held by the Department of Elderly Affairs in connection with a complaint filed or an investigation conducted pursuant to part II of ch. 744, F.S.; specifying that information retains its confidential and exempt status for the duration of an investigation; authorizing disclosure to specified entities and officers; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1408**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 981** was withdrawn from the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Broxson—

CS for CS for HB 981—A bill to be entitled An act relating to public records; creating s. 744.2111, F.S.; providing an exemption from public records requirements for certain identifying information of complainants and wards held by the Department of Elderly Affairs; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1408** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 981** was placed on the calendar of Bills on Third Reading.

CS for SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public record requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising the exemptions; removing redundant exemptions for social security numbers; providing an exemption from public record requirements for the names of the spouses and children of certain agency personnel; providing an exemption from public record requirements for the dates of birth for certain agency personnel and their spouses and children; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing for future legislative review and repeal of certain exemptions; providing statements of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7018**, pursuant to Rule 3.11(3), there being no objection, **HB 7093** was withdrawn from the Committee on Rules.

On motion by Senator Baxley—

HB 7093—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public record requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising the exemptions; removing redundant exemptions for social security numbers; providing an exemption from public record requirements for the names of the spouses and children of certain agency personnel; providing an exemption from public record requirements for the dates of birth for certain agency personnel and their spouses and children; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing for future legislative review and repeal of certain exemptions; providing statements of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 7018** and read the second time by title.

Pursuant to Rule 4.19, **HB 7093** was placed on the calendar of Bills on Third Reading.

SB 898—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and court costs; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 898**, pursuant to Rule 3.11(3), there being no objection, **HB 65** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

On motion by Senator Simmons—

HB 65—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and court costs; providing construction; providing an effective date.

—a companion measure, was substituted for **SB 898** and read the second time by title.

Pursuant to Rule 4.19, **HB 65** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 830—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 830**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 747** was withdrawn from the Committees on Regulated Industries; Banking and Insurance; and Rules.

On motion by Senator Baxley—

CS for CS for HB 747—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 830** and read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (916400) (with title amendment)—Delete lines 12-35 and insert:

Section 1. Subsection (24) of section 494.001, Florida Statutes, is amended to read:

494.001 Definitions.—As used in this chapter, the term:

(24) “Mortgage loan” means any:

(a) Residential loan ~~that primarily for personal, family, or household use which~~ is secured by a mortgage, deed of trust, or other equivalent consensual security interest on a dwelling, as defined in s. 103(w) ~~or 103(v)~~ of the federal Truth in Lending Act, or for the purchase of residential real estate upon which a dwelling is to be constructed;

(b) Loan on commercial real property if the borrower is an individual or the lender is a noninstitutional investor; or

(c) Loan on improved real property consisting of five or more dwelling units if the borrower is an individual or the lender is a noninstitutional investor.

Section 2. Present subsections (2) and (3) of section 494.00115, Florida Statutes, are redesignated as subsections (3) and (4), respectively, and new subsections (2) and (5) are added to that section, to read:

494.00115 Exemptions.—

(2)(a) *A securities dealer, an investment adviser, or an associated person registered under s. 517.12 is exempt from regulation under this part and part II of this chapter if such person, in the normal course of conducting securities business with a corporate or an individual client:*

1. *Solicits or offers to solicit a mortgage loan from a securities client or refers a securities client to an entity exempt under paragraph (1)(b), a licensed mortgage broker, a licensed mortgage lender, or a registered loan originator; and*

2. *Does not accept or offer to accept an application for a mortgage loan, negotiate or offer to negotiate the terms or conditions of a new or existing mortgage loan on behalf of a borrower or lender, or negotiate or offer to negotiate the sale of an existing mortgage loan to a noninstitutional investor for compensation or gain.*

(b) *Any solicitation or referral made pursuant to this subsection must comply with chapter 517; the federal Real Estate Settlement Procedures Act, 12 U.S.C. ss. 2601 et seq.; and any applicable federal law or general law of this state.*

(5) *As used in this section, the term “hold himself or herself out to the public as being in the mortgage lending business” includes any of the following:*

(a) *Representing to the public, through advertising or other means of communicating or providing information (including the use of business cards, stationery, brochures, signs, rate lists, or promotional items), by any medium whatsoever, that such individual can or will perform the activities described in s. 494.001(23).*

(b) *Soliciting in a manner that would lead the intended audience to reasonably believe that such individual is in the business of performing the activities described in s. 494.001(23).*

(c) *Maintaining a commercial business establishment at which, or premises from which, such individual regularly performs the activities described in s. 494.001(23) or regularly meets with current or prospective borrowers.*

(d) *Advertising, soliciting, or conducting business through use of a name, trademark, service mark, trade name, Internet address, or logo which indicates or reasonably implies that the business being advertised, solicited, or conducted is the kind or character of business transacted or*

conducted by a licensed mortgage lender or which is likely to lead any person to believe that such business is that of a licensed mortgage lender.

(e) *Using any form promulgated by the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the United States Department of Housing and Urban Development, or the Consumer Financial Protection Bureau in performing the activities described in s. 494.001(23).*

And the title is amended as follows:

Delete lines 2-7 and insert: An act relating to mortgage regulation; amending s. 494.001, F.S.; revising the definition of the term “mortgage loan”; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisers, and associated persons; providing requirements for certain solicitations and referrals; providing a definition for the term “hold himself or herself out to the public as being in the mortgage lending business”; providing an effective

Pursuant to Rule 4.19, **CS for CS for HB 747**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 876—A bill to be entitled An act relating to health care practitioners; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department in intervention, in evaluating and treating professionals, in providing and monitoring continued care of impaired professionals, and in expelling professionals from the program; authorizing, instead of requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms to protect the health, safety, and welfare of the public; requiring consultants to assist the department and licensure boards on matters relating to impaired practitioners; making technical changes; requiring the department to refer practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances to encourage self-reporting; requiring consultants to disclose all information relating to practitioners who are terminated from the program for material noncompliance; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 401.411, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 455.227, F.S.; conforming provisions to changes made by the act; amending s. 456.0635, F.S.; providing that, under certain circumstances, a board or, if there is no board, the department, is not required to refuse to admit certain candidates to an examination, to issue a license, certificate, or registration to certain applicants, or to renew a license, certificate, or registration of certain applicants if they have successfully completed a pretrial diversion program; providing applicability; amending ss. 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, and 464.018, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 464.204, F.S.; conforming provisions to changes made by the act; amending ss. 465.016, 466.028, 467.203, 468.217, and 468.3101, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending s. 474.221, F.S.; conforming provisions to changes made by the act; amending s. 483.825, F.S.; providing that certain persons may be reported to a consultant rather than the department under certain circumstances; creating s. 456.0495, F.S.; requiring licensed midwives and health care providers to report adverse incidents to the department within a certain period; requiring the department to adopt rules es-

tablishing guidelines for reporting specified adverse incidents; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 876**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 229** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Young—

CS for CS for HB 229—A bill to be entitled An act relating to health care practitioner licensure; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department; authorizing, rather than requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms under certain circumstances; requiring consultants to assist the department and licensure boards on certain matters; requiring the department to refer practitioners to consultants under certain circumstances; prohibiting the department from referring practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances; requiring consultants to disclose all information relating to practitioners who are terminated from the program for specified reasons; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 456.0635, F.S.; revising grounds for refusing to issue or renew a license, certificate, or registration in a health care profession; providing applicability; amending ss. 401.411, 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, 464.018, 465.016, 466.028, 467.203, 468.217, 468.3101, and 483.825, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending ss. 455.227, 464.204, and 474.221, F.S.; conforming provisions to changes made by the act; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 876** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 229** was placed on the calendar of Bills on Third Reading.

SB 7028—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S.; extending the repeal dates for exemptions from public records requirements for personal identifying and location information of a petitioner who requests notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and other court actions related to the injunction held by clerks of the court and law enforcement agencies; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7028**, pursuant to Rule 3.11(3), there being no objection, **HB 7087** was withdrawn from the Committees on Governmental Oversight and Accountability; and Rules.

On motion by Senator Steube—

HB 7087—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., which provide exemptions from public record require-

ments for personal identifying and location information of a petitioner requesting notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and other court actions related to the injunction held by the clerks and law enforcement agencies; extending the repeal dates; providing an effective date.

—a companion measure, was substituted for **SB 7028** and read the second time by title.

Pursuant to Rule 4.19, **HB 7087** was placed on the calendar of Bills on Third Reading.

CS for SB 850—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing certain business entities to join, solely for a specified purpose, self-insurance funds participated in by public housing authorities who hold ownership interests in or who participate in governing such entities; authorizing reinsurance companies to issue coverage directly to certain self-insuring entities organized by a public housing authority under certain circumstances; specifying that such entities are considered insurers under certain circumstances; requiring that reinsurance contracts issued to such entities receive the same tax treatment as contracts issued to insurance companies; revising construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 850**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 421** was withdrawn from the Committees on Banking and Insurance; Community Affairs; and Rules.

On motion by Senator Rouson—

CS for CS for HB 421—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing certain business entities to join self-insurance funds participated in by certain public housing authorities for a specified purpose; authorizing reinsurance companies to issue coverage directly to certain self-insuring entities organized by a public housing authority under certain circumstances; specifying that such entities are considered insurers under certain circumstances; requiring that reinsurance contracts issued to such entities receive the same tax treatment as contracts issued to insurance companies; revising construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 850** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 421** was placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 8:00 p.m.

CS for CS for SB 802—A bill to be entitled An act relating to regulated professions and occupations; amending s. 287.055, F.S.; redefining the term “design-build firm”; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.603, F.S.; redefining the terms “building code administrator,” “building official,” and “building code inspector”; amending s. 468.617, F.S.; providing that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into any contract with any person or entity for the provision of building code administrator or building official services; amending s. 469.006, F.S.; requiring an indi-

vidual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; providing requirements for licensure by examination to practice restricted barbering; conforming a provision to changes made by the act; repealing s. 476.144(6), F.S., relating to requirements to apply for a restricted license to practice barbering; amending s. 477.013, F.S.; revising the definition of the term “specialty”; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior designer to temporarily serve as the business organization’s qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Commission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 802**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7047** was withdrawn from the Committees on Regulated Industries; and Rules.

On motion by Senator Passidomo, the rules were waived and—

CS for HB 7047—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting

certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms “restricted barber” and “restricted barbering”; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term “certificate of authorization”; defining the terms “business organization” and “qualifying agent”; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; authorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 492.104, F.S.; making conforming and technical changes; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 802** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Passidomo moved the following amendment:

Amendment 1 (226306) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (h) of subsection (2) of section 287.055, Florida Statutes, is amended to read:

287.055 Acquisition of professional architectural, engineering, landscape architectural, or surveying and mapping services; definitions; procedures; contingent fees prohibited; penalties.—

(2) DEFINITIONS.—For purposes of this section:

(h) A “design-build firm” means a partnership, corporation, or other legal entity that:

1. Is certified under s. 489.119 to engage in contracting through a certified or registered general contractor or a certified or registered building contractor as the qualifying agent; or

2. Is certified under s. 471.023 to practice or to offer to practice engineering; ~~qualified certified~~ under s. 481.219 to practice or to offer to practice architecture; or ~~qualified certified~~ under s. 481.319 to practice or to offer to practice landscape architecture.

Section 2. Subsection (13) of section 326.004, Florida Statutes, is amended to read:

326.004 Licensing.—

(13) Each broker must maintain a principal place of business in this state and may establish branch offices in the state. ~~A separate license must be maintained for each branch office. The division shall establish by rule a fee not to exceed \$100 for each branch office license.~~

Section 3. Subsection (3) of section 447.02, Florida Statutes, is amended to read:

447.02 Definitions.—The following terms, when used in this chapter, shall have the meanings ascribed to them in this section:

~~(3) The term “department” means the Department of Business and Professional Regulation.~~

Section 4. ~~Section 447.04, Florida Statutes, is repealed.~~

Section 5. ~~Section 447.041, Florida Statutes, is repealed.~~

Section 6. ~~Section 447.045, Florida Statutes, is repealed.~~

Section 7. ~~Section 447.06, Florida Statutes, is repealed.~~

Section 8. Subsections (6) and (8) of section 447.09, Florida Statutes, are amended to read:

447.09 Right of franchise preserved; penalties.—It shall be unlawful for any person:

~~(6) To act as a business agent without having obtained and possessing a valid and subsisting license or permit.~~

~~(8) To make any false statement in an application for a license.~~

Section 9. ~~Section 447.12, Florida Statutes, is repealed.~~

Section 10. ~~Section 447.16, Florida Statutes, is repealed.~~

Section 11. Subsections (1) and (2) of section 468.603, Florida Statutes, are amended to read:

468.603 Definitions.—As used in this part:

(1) “Building code administrator” or “building official” means any of those employees of municipal or county governments, or any person contracted by a municipal or county government, who have with building construction regulation responsibilities and who are charged with the responsibility for direct regulatory administration or supervision of plan review, enforcement, or inspection of building construction, erection, repair, addition, remodeling, demolition, or alteration projects that require permitting indicating compliance with building, plumbing, mechanical, electrical, gas, fire prevention, energy, accessibility, and other construction codes as required by state law or municipal or county ordinance. This term is synonymous with “building official” as used in the ~~administrative chapter of the Standard Building Code and the South Florida Building Code.~~ One person employed or contracted by each municipal or county government as a building code administrator or building official and who is so certified under this part may be au-

thorized to perform any plan review or inspection for which certification is required by this part.

(2) “Building code inspector” means any of those employees of local governments or state agencies, or any person contracted by a local government or state agency, who have with building construction regulation responsibilities and who themselves conduct inspections of building construction, erection, repair, addition, or alteration projects that require permitting indicating compliance with building, plumbing, mechanical, electrical, gas, fire prevention, energy, accessibility, and other construction codes as required by state law or municipal or county ordinance.

Section 12. Subsection (3) of section 468.617, Florida Statutes, is amended to read:

468.617 Joint building code inspection department; other arrangements.—

(3) Nothing in this part shall prohibit any county or municipal government, school board, community college board, state university, or state agency from entering into any contract with any person or entity for the provision of *building code administrator, building official, or building code inspection services* regulated under this part, and notwithstanding any other statutory provision, such county or municipal governments may enter into contracts.

Section 13. Paragraphs (a) and (e) of subsection (2), subsection (3), paragraph (b) of subsection (4), and subsection (6) of section 469.006, Florida Statutes, are amended to read:

469.006 Licensure of business organizations; qualifying agents.—

(2)(a) If the applicant proposes to engage in consulting or contracting as a partnership, corporation, business trust, or other legal entity, or in any name other than the applicant’s legal name, the ~~legal entity must apply for licensure through a qualifying agent or the individual applicant must apply for licensure under the name of the business organization fictitious name.~~

(e) ~~The license, when issued upon application of a business organization, must be in the name of the qualifying agent business organization, and the name of the business organization qualifying agent must be noted on the license thereon.~~ If there is a change in any information that is required to be stated on the application, the *qualifying agent business organization* shall, within 45 days after such change occurs, mail the correct information to the department.

(3) The qualifying agent ~~must shall~~ be licensed under this chapter in order for the business organization to be *qualified licensed* in the category of the business conducted for which the qualifying agent is licensed. If any qualifying agent ceases to be affiliated with such business organization, the agent shall so inform the department. In addition, if such qualifying agent is the only licensed individual affiliated with the business organization, the business organization shall notify the department of the termination of the qualifying agent and ~~has shall have~~ 60 days ~~after from~~ the date of termination of the qualifying agent’s affiliation with the business organization ~~in which~~ to employ another qualifying agent. The business organization may not engage in consulting or contracting until a qualifying agent is employed, unless the department has granted a temporary nonrenewable license to the financially responsible officer, the president, the sole proprietor, a partner, or, in the case of a limited partnership, the general partner, who assumes all responsibilities of a primary qualifying agent for the entity. This temporary license ~~only allows shall only allow~~ the entity to proceed with incomplete contracts.

(4)

(b) Upon a favorable determination by the department, after investigation of the financial responsibility, credit, and business reputation of the qualifying agent and the new business organization, the department shall issue, without any examination, a new license in the *qualifying agent’s business organization’s* name, and the name of the *business organization qualifying agent* shall be noted thereon.

(6) Each qualifying agent shall pay the department an amount equal to the original fee for licensure ~~of a new business organization.~~ if the qualifying agent for a business organization desires to qualify ad-

ditional business organizations; The department shall require the agent to present evidence of supervisory ability and financial responsibility of each such organization. Allowing a licensee to qualify more than one business organization ~~must shall~~ be conditioned upon the licensee showing that the licensee has both the capacity and intent to adequately supervise each business organization. The department ~~may shall~~ not limit the number of business organizations ~~that which~~ the licensee may qualify except upon the licensee's failure to provide such information as is required under this subsection or upon a finding that ~~the such~~ information or evidence ~~as is~~ supplied is incomplete or unpersuasive in showing the licensee's capacity and intent to comply with the requirements of this subsection. A qualification for an additional business organization may be revoked or suspended upon a finding by the department that the licensee has failed in the licensee's responsibility to adequately supervise the operations of the business organization. Failure to adequately supervise the operations of a business organization ~~is shall~~ be grounds for denial to qualify additional business organizations.

Section 14. Subsection (1) of section 469.009, Florida Statutes, is amended to read:

469.009 License revocation, suspension, and denial of issuance or renewal.—

(1) The department may revoke, suspend, or deny the issuance or renewal of a license; reprimand, censure, or place on probation any contractor, consultant, or financially responsible officer, ~~or business organization~~; require financial restitution to a consumer; impose an administrative fine not to exceed \$5,000 per violation; require continuing education; or assess costs associated with any investigation and prosecution if the contractor or consultant, or business organization or officer or agent thereof, is found guilty of any of the following acts:

(a) Willfully or deliberately disregarding or violating the health and safety standards of the Occupational Safety and Health Act of 1970, the Construction Safety Act, the National Emission Standards for Asbestos, the Environmental Protection Agency Asbestos Abatement Projects Worker Protection Rule, the Florida Statutes or rules promulgated thereunder, or any ordinance enacted by a political subdivision of this state.

(b) Violating any provision of chapter 455.

(c) Failing in any material respect to comply with the provisions of this chapter or any rule promulgated hereunder.

(d) Acting in the capacity of an asbestos contractor or asbestos consultant under any license issued under this chapter except in the name of the licensee as set forth on the issued license.

(e) Proceeding on any job without obtaining all applicable approvals, authorizations, permits, and inspections.

(f) Obtaining a license by fraud or misrepresentation.

(g) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of asbestos consulting or contracting or the ability to practice asbestos consulting or contracting.

(h) Knowingly violating any building code, lifesafety code, or county or municipal ordinance relating to the practice of asbestos consulting or contracting.

(i) Performing any act which assists a person or entity in engaging in the prohibited unlicensed practice of asbestos consulting or contracting, if the licensee knows or has reasonable grounds to know that the person or entity was unlicensed.

(j) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:

1. Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the

liens removed from the property, by payment or by bond, within 75 days after the date of such liens;

2. The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within 30 days after the date the job is abandoned; or

3. The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances beyond the control of the contractor, was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.

(k) Being disciplined by any municipality or county for an act or violation of this chapter.

(l) Failing in any material respect to comply with the provisions of this chapter, or violating a rule or lawful order of the department.

(m) Abandoning an asbestos abatement project in which the asbestos contractor is engaged or under contract as a contractor. A project may be presumed abandoned after 20 days if the contractor terminates the project without just cause and without proper notification to the owner, including the reason for termination; if the contractor fails to reasonably secure the project to safeguard the public while work is stopped; or if the contractor fails to perform work without just cause for 20 days.

(n) Signing a statement with respect to a project or contract falsely indicating that the work is bonded; falsely indicating that payment has been made for all subcontracted work, labor, and materials which results in a financial loss to the owner, purchaser, or contractor; or falsely indicating that workers' compensation and public liability insurance are provided.

(o) Committing fraud or deceit in the practice of asbestos consulting or contracting.

(p) Committing incompetency or misconduct in the practice of asbestos consulting or contracting.

(q) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property in the practice of asbestos consulting or contracting.

(r) Intimidating, threatening, coercing, or otherwise discouraging the service of a notice to owner under part I of chapter 713 or a notice to contractor under chapter 255 or part I of chapter 713.

(s) Failing to satisfy, within a reasonable time, the terms of a civil judgment obtained against the licensee, or the business organization qualified by the licensee, relating to the practice of the licensee's profession.

For the purposes of this subsection, construction is considered to be commenced when the contract is executed and the contractor has accepted funds from the customer or lender.

Section 15. Subsection (2) of section 476.034, Florida Statutes, is amended, and subsections (6) and (7) are added to that section, to read:

476.034 Definitions.—As used in this act:

(2) "Barbering" means any of the following practices when done for remuneration and for the public, but not when done for the treatment of disease or physical or mental ailments: shaving, cutting, trimming, coloring, shampooing, arranging, dressing, curling, or waving the hair or beard or applying oils, creams, lotions, or other preparations to the face, scalp, or neck, either by hand or by mechanical appliances, *and includes restricted barbering services.*

(6) "Restricted barber" means a person who is licensed to engage in the practice of restricted barbering in this state under the authority of

this chapter and is subject to the same requirements and restrictions as a barber, except as specified in s. 476.114.

(7) “Restricted barbering” means any of the following practices when done for remuneration and for the public, but not when done for the treatment of disease or physical or mental ailments: shaving, cutting, trimming, shampooing, arranging, dressing, or curling the hair or beard, including the application of shampoo, hair conditioners, shaving creams, hair tonic, and hair spray to the face, scalp, or neck, either by hand or by mechanical appliances. The term does not include the application of oils, creams, lotions, or other preparations to the face, scalp, or neck.

Section 16. Present subsection (3) of section 476.114, Florida Statutes, is redesignated as subsection (4) and amended, and a new subsection (3) is added to that section, to read:

476.114 Examination; prerequisites.—

(3) An applicant is eligible for licensure by examination to practice restricted barbering if the applicant:

(a) Is at least 16 years of age;

(b) Pays the required application fee;

(c) Passes a written examination on the laws and rules governing the practice of barbering in Florida, as established by the board; and

(d)1. Holds, or has within the previous 5 years held, an active valid license to practice barbering in another state or country, or has held a Florida barbering license which has been declared null and void for failure to renew the license; or

2. Has received a minimum of 1,000 hours of training as established by the board, which must include, but is not limited to, the equivalent of completion of services directly related to the practice of restricted barbering at one of the following:

a. A school of barbering licensed pursuant to chapter 1005;

b. A barbering program within the public school system; or

c. A government-operated barbering program in this state.

(4)(~~3~~) An applicant who meets the requirements set forth in subparagraphs (2)(c)1. and 2., or subparagraphs (3)(d)1. and 2., and who fails to pass the examination may take subsequent examinations as many times as necessary to pass, except that the board may specify by rule reasonable timeframes for rescheduling the examination and additional training requirements for applicants who, after the third attempt, fail to pass the examination. Prior to reexamination, the applicant must file the appropriate form and pay the reexamination fee as required by rule.

Section 17. Subsection (6) of section 476.144, Florida Statutes, is repealed.

Section 18. Subsection (6) of section 477.013, Florida Statutes, is amended to read:

477.013 Definitions.—As used in this chapter:

(6) “Specialty” means the practice of one or more of the following:

(a) Nail specialty, which includes:

1. Manicuring, or the cutting, polishing, tinting, coloring, cleansing, adding, or extending of the nails, and massaging of the hands. This term includes any procedure or process for the affixing of artificial nails, except those nails which may be applied solely by use of a simple adhesive; and-

2.(~~b~~) Pedicuring, or the shaping, polishing, tinting, or cleansing of the nails of the feet, and massaging or beautifying of the feet.

(b)(~~e~~) Facial specialty, which includes facials, or the massaging or treating of the face or scalp with oils, creams, lotions, or other preparations, and skin care services.

(c) Full specialty, which includes manicuring, pedicuring, and facial services, including all services as described in paragraphs (a) and (b).

Section 19. Section 477.0132, Florida Statutes, is repealed.

Section 20. Subsections (7), (8), and (9) are added to section 477.0135, Florida Statutes, to read:

477.0135 Exemptions.—

(7) A license or registration is not required for a person whose occupation or practice is confined solely to hair braiding as defined in s. 477.013(9).

(8) A license or registration is not required for a person whose occupation or practice is confined solely to hair wrapping as defined in s. 477.013(10).

(9) A license or registration is not required for a person whose occupation or practice is confined solely to body wrapping as defined in s. 477.013(12).

Section 21. Paragraph (b) of subsection (7) of section 477.019, Florida Statutes, is amended to read:

477.019 Cosmetologists; qualifications; licensure; supervised practice; license renewal; endorsement; continuing education.—

(7)

~~(b) Any person whose occupation or practice is confined solely to hair braiding, hair wrapping, or body wrapping is exempt from the continuing education requirements of this subsection.~~

Section 22. Paragraph (f) of subsection (1) of section 477.026, Florida Statutes, is amended to read:

477.026 Fees; disposition.—

(1) The board shall set fees according to the following schedule:

~~(f) For hair braiders, hair wrappers, and body wrappers, fees for registration shall not exceed \$25.~~

Section 23. Subsection (5) of section 481.203, Florida Statutes, is amended to read:

481.203 Definitions.—As used in this part:

(5) “Business organization” means a partnership, a limited liability company, a corporation, or an individual operating under a fictitious name “Certificate of authorization” means a certificate issued by the department to a corporation or partnership to practice architecture or interior design.

Section 24. Section 481.219, Florida Statutes, is amended to read:

481.219 Business organization; qualifying agents ~~Certification of partnerships, limited liability companies, and corporations.~~—

(1) A licensee may ~~The practice of or the offer to practice architecture or interior design by licensees through a business organization that offers corporation, limited liability company, or partnership offering architectural or interior design services to the public, or through by a business organization that offers corporation, limited liability company, or partnership offering architectural or interior design services to the public through such licensees under this part as agents, employees, officers, or partners, is permitted, subject to the provisions of this section.~~

(2) If a licensee or an applicant proposes to engage in the practice of architecture or interior design as a business organization, the licensee or applicant must apply to qualify the business organization ~~For the purposes of this section, a certificate of authorization shall be required for a corporation, limited liability company, partnership, or person practicing under a fictitious name, offering architectural services to the public jointly or separately. However, when an individual is practicing architecture in her or his own name, she or he shall not be required to be certified under this section. Certification under this subsection to offer~~

architectural services shall include all the rights and privileges of certification under subsection (3) to offer interior design services.

(a) An application to qualify a business organization must:

1. If the business is a partnership, state the names of the partnership and its partners.
2. If the business is a corporation, state the names of the corporation and its officers and directors and the name of each of its stockholders who is also an officer or a director.
3. If the business is operating under a fictitious name, state the fictitious name under which it is doing business.
4. If the business is not a partnership, a corporation, or operating under a fictitious name, state the name of such other legal entity and its members.

(b) The board may deny an application to qualify a business organization if the applicant or any person required to be named pursuant to paragraph (a) has been involved in past disciplinary actions or on any grounds for which an individual registration or certification may be denied.

(3)(a) A business organization may not engage in the practice of architecture unless its qualifying agent is a registered architect under this part. A business organization may not engage in the practice of interior design unless its qualifying agent is a registered architect or a registered interior designer under this part. A qualifying agent who terminates her or his affiliation with a business organization shall immediately notify the department of such termination. If the qualifying agent who terminates her or his affiliation is the only qualifying agent for a business organization, the business organization must be qualified by another qualifying agent within 60 days after the termination. Except as provided in paragraph (b), the business organization may not engage in the practice of architecture or interior design until it is qualified by a qualifying agent.

(b) In the event a qualifying architect or interior designer ceases employment with the business organization, the executive director or the chair of the board may authorize another registered architect or interior designer employed by the business organization to temporarily serve as its qualifying agent for a period of no more than 60 days. The business organization is not authorized to operate beyond such period under this chapter absent replacement of the qualifying architect or interior designer who has ceased employment.

(c) A qualifying agent shall notify the department in writing before engaging in the practice of architecture or interior design in her or his own name or in affiliation with a different business organization, and she or he or such business organization shall supply the same information to the department as required of applicants under this part. For the purposes of this section, a certificate of authorization shall be required for a corporation, limited liability company, partnership, or person operating under a fictitious name, offering interior design services to the public jointly or separately. However, when an individual is practicing interior design in her or his own name, she or he shall not be required to be certified under this section.

(4) All final construction documents and instruments of service which include drawings, specifications, plans, reports, or other papers or documents that involve involving the practice of architecture which are prepared or approved for the use of the business organization corporation, limited liability company, or partnership and filed for public record within the state must shall bear the signature and seal of the licensee who prepared or approved them and the date on which they were sealed.

(5) All drawings, specifications, plans, reports, or other papers or documents prepared or approved for the use of the business organization corporation, limited liability company, or partnership by an interior designer in her or his professional capacity and filed for public record within the state must shall bear the signature and seal of the licensee who prepared or approved them and the date on which they were sealed.

(6) The department shall issue a certificate of authorization to any applicant who the board certifies as qualified for a certificate of authorization and who has paid the fee set in s. 481.207.

(6)(7) The board shall allow certify an applicant to qualify one or more business organizations as qualified for a certificate of authorization to offer architectural or interior design services, or to use a fictitious name to offer such services, if one of the following criteria is met provided that:

(a) One or more of the principal officers of the corporation or limited liability company, or one or more partners of the partnership, and all personnel of the corporation, limited liability company, or partnership who act in its behalf in this state as architects, are registered as provided by this part. ~~or~~

(b) One or more of the principal officers of the corporation or one or more partners of the partnership, and all personnel of the corporation, limited liability company, or partnership who act in its behalf in this state as interior designers, are registered as provided by this part.

~~(8) The department shall adopt rules establishing a procedure for the biennial renewal of certificates of authorization.~~

~~(9) The department shall renew a certificate of authorization upon receipt of the renewal application and biennial renewal fee.~~

~~(7)(10) Each qualifying agent approved to qualify a business organization partnership, limited liability company, and corporation certified under this section shall notify the department within 30 days after of any change in the information contained in the application upon which the qualification certification is based. Any registered architect or interior designer who qualifies the business organization shall ensure corporation, limited liability company, or partnership as provided in subsection (7) shall be responsible for ensuring responsible supervising control of projects of the business organization entity and shall notify the department of the upon termination of her or his employment with a business organization qualified partnership, limited liability company, or corporation certified under this section shall notify the department of the termination within 30 days after such termination.~~

~~(8)(11) A business organization is not No corporation, limited liability company, or partnership shall be relieved of responsibility for the conduct or acts of its agents, employees, or officers by reason of its compliance with this section. However, except as provided in s. 558.0035, the architect who signs and seals the construction documents and instruments of service is shall be liable for the professional services performed, and the interior designer who signs and seals the interior design drawings, plans, or specifications is shall be liable for the professional services performed.~~

~~(12) Disciplinary action against a corporation, limited liability company, or partnership shall be administered in the same manner and on the same grounds as disciplinary action against a registered architect or interior designer, respectively.~~

~~(9)(13) Nothing in This section may not shall be construed to mean that a certificate of registration to practice architecture or interior design must shall be held by a business organization corporation, limited liability company, or partnership. Nothing in This section does not prohibit a business organization from offering prohibits corporations, limited liability companies, and partnerships from joining together to offer architectural, engineering, interior design, surveying and mapping, and landscape architectural services, or any combination of such services, to the public if the business organization, provided that each corporation, limited liability company, or partnership otherwise meets the requirements of law.~~

~~(10)(14) A business organization that is qualified by a registered architect may Corporations, limited liability companies, or partnerships holding a valid certificate of authorization to practice architecture shall be permitted to use in their title the term "interior designer" or "registered interior designer" in its title. designer."~~

Section 25. Subsection (10) of section 481.221, Florida Statutes, is amended to read:

481.221 Seals; display of certificate number.—

(10) Each registered architect or interior designer must, and each corporation, limited liability company, or partnership holding a certificate of authorization, shall include her or his license its certificate number in any newspaper, telephone directory, or other advertising

medium used by the registered ~~licensee architect, interior designer, corporation, limited liability company, or partnership.~~ Each business organization must include the license number of the registered architect or interior designer who serves as the qualifying agent for that business organization in any newspaper, telephone directory, or other advertising medium used by the business organization, but is not required to display the license numbers of other registered architects or interior designers employed by the business organization. ~~A corporation, limited liability company, or partnership is not required to display the certificate number of individual registered architects or interior designers employed by or working within the corporation, limited liability company, or partnership.~~

Section 26. Paragraphs (a) and (c) of subsection (5) of section 481.229, Florida Statutes, are amended to read:

481.229 Exceptions; exemptions from licensure.—

(5)(a) ~~Nothing contained in~~ This part does not prohibit ~~shall prevent~~ a registered architect or a qualified business organization ~~partnership, limited liability company, or corporation holding a valid certificate of authorization to provide architectural services~~ from performing any interior design service or from using the title “interior designer” or “registered interior designer.”

(c) Notwithstanding any other provision of this part, ~~a registered architect or qualified business organization certified any corporation, partnership, or person operating under a fictitious name which holds a certificate of authorization to provide architectural services must shall~~ be qualified, without fee, ~~for a certificate of authorization to provide interior design services upon submission of a completed application for qualification therefor. For corporations, partnerships, and persons operating under a fictitious name which hold a certificate of authorization to provide interior design services, satisfaction of the requirements for renewal of the certificate of authorization to provide architectural services under s. 481.219 shall be deemed to satisfy the requirements for renewal of the certificate of authorization to provide interior design services under that section.~~

Section 27. Section 481.303, Florida Statutes, is reordered and amended to read:

481.303 Definitions.—As used in this chapter, the term:

(1) “Board” means the Board of Landscape Architecture.

(2) “Business organization” means any partnership, limited liability company, corporation, or individual operating under a fictitious name.

(4)(2) “Department” means the Department of Business and Professional Regulation.

(8)(3) “Registered landscape architect” means a person who holds a license to practice landscape architecture in this state under the authority of this act.

(3)(4) “Certificate of registration” means a license issued by the department to a natural person to engage in the practice of landscape architecture.

(5) “Certificate of authorization” means a license issued by the department to a corporation or partnership to engage in the practice of landscape architecture.

(5)(6) “Landscape architecture” means professional services, including, but not limited to, the following:

(a) Consultation, investigation, research, planning, design, preparation of drawings, specifications, contract documents and reports, responsible construction supervision, or landscape management in connection with the planning and development of land and incidental water areas, including the use of Florida-friendly landscaping as defined in s. 373.185, where, and to the extent that, the dominant purpose of such services or creative works is the preservation, conservation, enhancement, or determination of proper land uses, natural land features, ground cover and plantings, or naturalistic and aesthetic values;

(b) The determination of settings, grounds, and approaches for and the siting of buildings and structures, outdoor areas, or other improvements;

(c) The setting of grades, shaping and contouring of land and water forms, determination of drainage, and provision for storm drainage and irrigation systems where such systems are necessary to the purposes outlined herein; and

(d) The design of such tangible objects and features as are necessary to the purpose outlined herein.

(6)(7) “Landscape design” means consultation for and preparation of planting plans drawn for compensation, including specifications and installation details for plant materials, soil amendments, mulches, edging, gravel, and other similar materials. Such plans may include only recommendations for the conceptual placement of tangible objects for landscape design projects. Construction documents, details, and specifications for tangible objects and irrigation systems shall be designed or approved by licensed professionals as required by law.

(7) “Qualifying agent” means an owner, officer, or director of the corporation, or partner of the partnership, who is responsible for the supervision, direction, and management of projects of the business organization with which she or he is affiliated and for ensuring that responsible supervising control is being exercised.

Section 28. Subsection (5) of section 481.321, Florida Statutes, is amended to read:

481.321 Seals; display of certificate number.—

(5) Each registered landscape architect ~~must and each corporation or partnership holding a certificate of authorization shall~~ include her or his ~~its~~ certificate number in any newspaper, telephone directory, or other advertising medium used by the registered landscape architect, corporation, or partnership. A corporation or partnership ~~must is not required to~~ display the certificate ~~number numbers~~ of at least one officer, director, owner, or partner who is a ~~individual~~ registered landscape architect ~~architects~~ employed by or practicing with the corporation or partnership.

Section 29. Subsection (4) of section 481.311, Florida Statutes, is amended to read:

481.311 Licensure.—

(4) ~~The board shall certify as qualified for a certificate of authorization any applicant corporation or partnership who satisfies the requirements of s. 481.319.~~

Section 30. Subsection (2) of section 481.317, Florida Statutes, is amended to read:

481.317 Temporary certificates.—

(2) ~~Upon approval by the board and payment of the fee set in s. 481.307, the department shall grant a temporary certificate of authorization for work on one specified project in this state for a period not to exceed 1 year to an out-of-state corporation, partnership, or firm, provided one of the principal officers of the corporation, one of the partners of the partnership, or one of the principals in the fictitiously named firm has obtained a temporary certificate of registration in accordance with subsection (1).~~

Section 31. Section 481.319, Florida Statutes, is amended to read:

481.319 Corporate and partnership practice of landscape architecture; ~~certificate of authorization.~~—

(1) The practice of or offer to practice landscape architecture by registered landscape architects registered under this part through a corporation or partnership offering landscape architectural services to the public, or through a corporation or partnership offering landscape architectural services to the public through individual registered landscape architects as agents, employees, officers, or partners, is permitted, subject to the provisions of this section, if:

(a) One or more of the principal officers of the corporation, or partners of the partnership, and all personnel of the corporation or partnership who act in its behalf as landscape architects in this state are registered landscape architects; *and*

(b) One or more of the officers, one or more of the directors, one or more of the owners of the corporation, or one or more of the partners of the partnership is a registered landscape architect *and has applied to be the qualifying agent for the business organization;* ~~and~~

~~(c) The corporation or partnership has been issued a certificate of authorization by the board as provided herein.~~

(2) All documents involving the practice of landscape architecture which are prepared for the use of the corporation or partnership *must* ~~shall~~ bear the signature and seal of a registered landscape architect.

(3) *A landscape architect applying to practice in the name of a* ~~An applicant~~ corporation *must* ~~shall~~ file with the department the names and addresses of all officers and board members of the corporation, including the principal officer or officers, duly registered to practice landscape architecture in this state and, also, of all individuals duly registered to practice landscape architecture in this state who shall be in responsible charge of the practice of landscape architecture by the corporation in this state. *A landscape architect applying to practice in the name of a* ~~An applicant~~ partnership *must* ~~shall~~ file with the department the names and addresses of all partners of the partnership, including the partner or partners duly registered to practice landscape architecture in this state and, also, of an individual or individuals duly registered to practice landscape architecture in this state who shall be in responsible charge of the practice of landscape architecture by said partnership in this state.

(4) Each *landscape architect qualifying a partnership or* ~~and~~ corporation ~~licensed~~ under this part *must* ~~shall~~ notify the department within 1 month of any change in the information contained in the application upon which the license is based. Any landscape architect who terminates *her or his* ~~or her~~ employment with a partnership or corporation licensed under this part shall notify the department of the termination within 1 month.

~~(5) Disciplinary action against a corporation or partnership shall be administered in the same manner and on the same grounds as disciplinary action against a registered landscape architect.~~

~~(5)(6)~~ Except as provided in s. 558.0035, the fact that a registered landscape architect practices landscape architecture through a corporation or partnership as provided in this section does not relieve the landscape architect from personal liability for *her or his* ~~or her~~ professional acts.

Section 32. Subsection (5) of section 481.329, Florida Statutes, is amended to read:

481.329 Exceptions; exemptions from licensure.—

(5) This part does not prohibit any person from engaging in the practice of landscape design, as defined in s. 481.303(6) ~~s. 481.303(7)~~, or from submitting for approval to a governmental agency planting plans that are independent of, or a component of, construction documents that are prepared by a Florida-registered professional. Persons providing landscape design services shall not use the title, term, or designation “landscape architect,” “landscape architectural,” “landscape architecture,” “L.A.,” “landscape engineering,” or any description tending to convey the impression that she or he is a landscape architect unless she or he is registered as provided in this part.

Section 33. Subsection (1) of section 548.017, Florida Statutes, is amended to read:

548.017 Participants, managers, and other persons required to have licenses.—

(1) A participant, manager, trainer, second, ~~timekeeper~~, referee, judge, ~~announcer~~, physician, matchmaker, or promoter must be licensed before directly or indirectly acting in such capacity in connection with any match involving a participant. A physician approved by the commission must be licensed pursuant to chapter 458 or chapter 459, must maintain an unencumbered license in good standing, and must de-

monstrate satisfactory medical training or experience in boxing, or a combination of both, to the executive director before working as the ringside physician.

Section 34. Paragraph (i) of subsection (2) of section 548.003, Florida Statutes, is amended to read:

548.003 Florida State Boxing Commission.—

(2) The Florida State Boxing Commission, as created by subsection (1), shall administer the provisions of this chapter. The commission has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this chapter and to implement each of the duties and responsibilities conferred upon the commission, including, but not limited to:

~~(i) Designation and duties of a knockdown timekeeper.~~

Section 35. This act shall take effect October 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to regulated professions and occupations; amending s. 287.055, F.S.; redefining the term “design-build firm”; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.603, F.S.; redefining the terms “building code administrator,” “building official,” and “building code inspector”; amending s. 468.617, F.S.; providing that a county or municipal government, school board, community college board, state university, or state agency is not prohibited from entering into any contract with any person or entity for the provision of building code administrator or building official services; amending s. 469.006, F.S.; requiring an individual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; providing requirements for licensure by examination to practice restricted barbering; conforming a provision to changes made by the act; repealing s. 476.144(6), F.S., relating to requirements to apply for a restricted license to practice barbering; amending s. 477.013, F.S.; revising the definition of the term “specialty”; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior

designer to temporarily serve as the business organization's qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Commission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment to **Amendment 1 (226306)** which was adopted:

Amendment 1A (257028) (with title amendment)—Between lines 275 and 276 insert:

Section 15. Section 474.2195, Florida Statutes, is created to read:

474.2195 *Veterinary telemedicine.*—

(1) *As used in this section, the term:*

(a) *“Patient relationship” means a relationship where the veterinarian has assumed the responsibility of making medical judgments regarding the health of an animal and its need for medical treatment.*

(b) *“Physical examination” means the evaluation of a patient by a veterinarian through personal inspection, palpation, and auscultation of the patient. This definition does not apply to s. 474.2185.*

(c) *“Veterinary telemedicine” means the practice of veterinary medicine by a Florida-licensed veterinarian which includes a complete physical examination and the establishment of a patient relationship in which patient care, treatment, or service is provided through the use of medical information exchanged from one site to another via electronic communications.*

(2) *The standard of care for a veterinarian providing veterinary telemedicine services to a patient is the same as the standard of care generally accepted for a veterinarian providing in-person health care services.*

(3) *Veterinary telemedicine must be practiced within the context of a patient relationship except for care, treatment, or service provided to a patient in an emergency until the patient can be seen by or transported to a veterinarian.*

(4) *In the case of herd animals, the establishment of a patient relationship does not require the physical examination of each animal.*

(5) *A veterinarian may consult on patient care with another veterinarian who has an ongoing patient relationship with the patient, including the use of any prescription medication, and may consult on on-call or cross-coverage cases in which the veterinarian has access to patient records, via electronic communications.*

And the title is amended as follows:

Between lines 844 and 845 insert: creating s. 474.2195, F.S.; defining terms; specifying the standard of care required for veterinary telemedicine services; requiring veterinary telemedicine to be practiced within the context of a patient relationship; providing an exception; specifying that physical examination of each animal is not required for

herd animals; authorizing a veterinarian to consult with another veterinarian under certain circumstances;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment to **Amendment 1 (226306)** which was adopted:

Amendment 1B (894060) (with directory and title amendments)—Between lines 356 and 357 insert:

(9) *“Hair braiding” means the weaving or interweaving of natural human hair or commercial hair, including the use of hair extensions or wefts, for compensation without cutting, coloring, permanent waving, relaxing, removing, or chemical treatment and does not include the use of hair extensions or wefts.*

And the directory clause is amended as follows:

Delete lines 337-338 and insert:

Section 18. Subsections (6) and (9) of section 477.013, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete lines 852-853 and insert: 477.013, F.S.; revising the definitions of the terms “specialty” and “hair braiding”; repealing s. 477.0132, F.S., relating to

Amendment 1 (226306), as amended, was adopted.

Pursuant to Rule 4.19, **CS for HB 7047**, as amended, was placed on the calendar of Bills on Third Reading.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

CS for SB 1670—A bill to be entitled An act relating to juvenile justice; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for a birth certificate issued to certain juvenile offenders; amending s. 985.25, F.S.; revising terminology; requiring that a child who meets specified criteria be placed in secure detention care until the child's detention hearing; amending s. 985.255, F.S.; revising terminology; providing an additional circumstance under which the court may order continued detention; providing criteria for a child to be a prolific juvenile offender; defining the term “arrest event”; specifying certain information and criteria that may be considered by a court only when determining whether a prolific juvenile offender should be held in secure detention; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in certain detention care under a special detention order until disposition; specifying time limitations for secure detention for a prolific juvenile offender; defining the term “disposition”; providing for the tolling of nonsecure detention care for an alleged violation of such detention care; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention care days served if a child violates nonsecure detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a residential commitment program until the placement or commitment is accomplished; deleting provisions specifying the maximum number of days a child may be placed in secure detention under certain circumstances; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child who is a prolific juvenile offender to be held within a specified period unless such child requests a delay; revising the circumstances under which an adjudication of delinquency for a felony disqualifies a person from possessing a firearm; providing a declaration of important state interest; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving BB guns, air or gas-operated guns, or electric weapons or devices, to incorporate the amendments made by the act to ss. 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., re-

lating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.255(2), F.S., relating to detention criteria and hearings, to incorporate the amendment made by this act to s. 985.26, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing an appropriation; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1670**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 7059** was withdrawn from the Committee on Rules.

On motion by Senator Latvala, by two-thirds vote—

CS for CS for HB 7059—A bill to be entitled An act relating to juvenile justice; amending s. 382.0255, F.S.; requiring the Department of Health to waive fees for birth certificates issued to certain juvenile offenders; amending s. 985.25, F.S.; revising terminology; providing that a child meeting specified criteria shall be placed in secure detention care until the child’s detention hearing; amending s. 985.255, F.S.; revising terminology; providing an additional circumstance under which the court may order continued detention; providing criteria for a child to be a prolific juvenile offender; defining the term “arrest event”; specifying certain information and criteria that may be considered by a court only when determining whether a prolific juvenile offender should be held in secure detention; conforming provisions to changes made by the act; amending s. 985.26, F.S.; revising terminology; requiring the court to place a prolific juvenile offender in certain detention care under a special detention order until disposition; specifying time limitations for secure detention for a prolific juvenile offender; defining the term “disposition”; providing for the tolling of nonsecure detention care for an alleged violation of such detention care; providing for the retention of jurisdiction by the court over a child during the tolling period; revising the calculation of detention care days served if a child violates nonsecure detention care; amending s. 985.265, F.S.; revising terminology; amending s. 985.27, F.S.; requiring secure detention for all children awaiting placement in a residential commitment program until the placement or commitment is accomplished; deleting provisions specifying the maximum number of days a child may be placed in secure detention under certain circumstances; amending s. 985.35, F.S.; requiring the adjudicatory hearing for a child who is a prolific juvenile offender to be held within a specified period unless such child requests a delay; revising the circumstances under which an adjudication of delinquency for a felony disqualifies a person from possessing a firearm; amending s. 985.514, F.S.; revising terminology; reenacting s. 790.22(8), F.S., relating to secure detention for minors charged with an offense involving BB guns, air or gas-operated guns, or electric weapons or devices, to incorporate the amendments made by the act to ss. 985.25, 985.255, and 985.26, F.S., in references thereto; reenacting s. 985.115(2), F.S., relating to release or delivery from custody, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.13(2), F.S., relating to probable cause affidavits, to incorporate the amendments made by the act to ss. 985.255 and 985.26, F.S., in references thereto; reenacting s. 985.245(2)(b), F.S., relating to risk assessment instruments, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.275(1), F.S., relating to detention of an escapee or absconder, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; reenacting s. 985.319(6), F.S., relating to process and service, to incorporate the amendment made by this act to s. 985.255, F.S., in a reference thereto; providing a declaration of important state interest; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1670** and read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (678252)—Delete lines 591-595 and insert:

Section 17. *For the 2017-2018 fiscal year, the sums of \$2,978,012 in recurring funds and \$2,978,012 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Juvenile Justice for the purpose of implementing this act.*

On motion by Senator Latvala, by two-thirds vote, **CS for CS for HB 7059**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Baxley	Galvano	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Gainer	Powell	

Nays—1

Thurston

Consideration of **CS for SB 1238** was deferred.

SB 892—A bill to be entitled An act relating to youthful offenders; amending s. 958.04, F.S.; revising the criteria allowing a court to sentence as a youthful offender a person who is found guilty of, or who pled nolo contendere or guilty to, committing a felony before the person turned 21 years of age; reenacting ss. 958.03(5), 958.045(8)(a), and 985.565(4)(c), F.S., relating to the definition of “youthful offender,” the youthful offender basic training program, and classification as a youth offender, respectively, to incorporate the amendment made to s. 958.04, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **SB 892** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 601.10, F.S., which

provides an exemption from public record requirements for non-published reports or data related to certain studies or research conducted, caused to be conducted, or funded by the Department of Citrus; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **HB 7035** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Latvala	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 883—A bill to be entitled An act relating to memory disorder clinics; amending s. 430.502, F.S.; establishing a memory disorder clinic at Florida Hospital in Orange County; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **HB 883** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Rader
Bean	Garcia	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bracy	Hutson	Simpson
Bradley	Latvala	Stargel
Brandes	Lee	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Galvano

HB 7099—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2017 version of the Internal Revenue Code; providing retroactive operation; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Stargel, **HB 7099**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Book	Brandes
Bean	Bracy	Braynon
Benacquisto	Bradley	Campbell

Clemens	Lee	Simmons
Farmer	Mayfield	Simpson
Gainer	Montford	Stargel
Galvano	Passidomo	Steube
Garcia	Perry	Stewart
Gibson	Powell	Thurston
Grimsley	Rader	Torres
Hutson	Rodriguez	Young
Latvala	Rouson	

Nays—None

Vote after roll call:

Yea—Broxson

CS for CS for HB 6515—A bill to be entitled An act for the relief of Wendy Smith and Dennis Darling, Sr., parents of Devaughn Darling, deceased; providing an appropriation to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Braynon, **CS for CS for HB 6515** was passed and certified to the House. The vote on passage was:

Yeas—34

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Steube
Brandes	Latvala	Stewart
Braynon	Lee	Thurston
Broxson	Mayfield	Torres
Campbell	Montford	Young
Clemens	Passidomo	
Farmer	Powell	

Nays—2

Perry Stargel

CS for CS for HB 241—A bill to be entitled An act relating to low-voltage electric fences; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project”; providing a definition for the term “low-voltage electric fence”; providing requirements for a low-voltage electric fence to be permitted as a low-voltage alarm system project; conforming a cross-reference; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 241**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Clemens	Mayfield
Bean	Farmer	Montford
Benacquisto	Flores	Passidomo
Book	Gainer	Perry
Bracy	Galvano	Powell
Bradley	Garcia	Rader
Brandes	Gibson	Rodriguez
Braynon	Grimsley	Rouson
Broxson	Hutson	Simmons
Campbell	Lee	Simpson

Stargel	Stewart	Torres
Steube	Thurston	Young

Nays—None

CS for CS for HB 357—A bill to be entitled An act relating to self-service storage facilities; amending s. 83.806, F.S.; providing that a lien sale may be conducted on certain websites; providing that a facility or unit owner is not required to hold a license to post property for online sale; limiting the maximum value of certain property under certain circumstances; providing options for the disposition of motor vehicles or watercraft claimed to be subject to a lien; amending s. 83.808, F.S.; authorizing a facility or unit owner to charge a tenant certain fees under certain conditions; amending s. 713.78, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 357** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for SB 590—A bill to be entitled An act relating to child support and parenting time plans; amending s. 409.2551, F.S.; providing legislative intent to encourage frequent contact between a child and each parent; amending s. 409.2554, F.S.; defining terms; amending s. 409.2557, F.S.; authorizing the Department of Revenue to establish parenting time plans agreed to by both parents in Title IV-D child support actions; amending s. 409.2563, F.S.; requiring the department to mail a Title IV-D Standard Parenting Time Plan with proposed administrative support orders; providing requirements for including parenting time plans in certain administrative orders; creating s. 409.25633, F.S.; providing the purpose and requirements for a Title IV-D Standard Parenting Time Plan; requiring the department to refer parents who do not agree on a parenting time plan to a circuit court; requiring the department to create and provide a form for a petition to establish a parenting time plan under certain circumstances; specifying that the parents are not required to pay a fee to file the petition; requiring the enforcement or modification of an established parenting time plan to be sought through a court of appropriate jurisdiction; authorizing the department to adopt rules; amending s. 409.2564, F.S.; authorizing the department to incorporate either a signed, agreed-upon parenting time plan or a signed Title IV-D Standard Parenting Time Plan in a child support order; amending ss. 409.256 and 409.2572, F.S.; conforming cross-references; requiring the department to submit a report to the Governor and Legislature by a specified date; specifying requirements for the report; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 590** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for HB 1307—A bill to be entitled An act relating to physician assistant workforce surveys; amending ss. 458.347 and 459.022, F.S.; requiring that a physician assistant license renewal include the submission of a completed physician assistant workforce survey; requiring the Department of Health to report the data collected from such surveys to the boards biennially; requiring rulemaking; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **CS for CS for HB 1307** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

CS for CS for HB 859—A bill to be entitled An act relating to postsecondary distance education; creating s. 1000.35, F.S.; authorizing this state to participate in the State Authorization Reciprocity Agreement (SARA) for delivery of postsecondary distance education; providing definitions; establishing the Postsecondary Reciprocal Distance Education Coordinating Council within the Department of Education; requiring the Commission for Independent Education to provide administrative support for the council; providing membership and duties of the council; requiring the council to collect annual fees from Florida SARA institutions based on total full-time equivalent enrollment; requiring the council to submit an annual report to the Governor and Legislature by a specified date; providing for deposit of such fees into a specified trust fund; specifying that such fees are nonrefundable unless paid in error; authorizing the council to revoke a Florida SARA institution's participation for noncompliance; authorizing such institution to withdraw from participation in the SARA after providing notice; exempting council decisions from the Administrative Procedure Act; providing that provisions relating to the jurisdiction of the commission are not superseded; requiring the state board to adopt rules; amending s. 1005.06, F.S.; providing that the commission does not have jurisdiction over certain non-Florida institutions participating in the SARA; amending s. 1005.31, F.S.; authorizing the solicitation of prospective students for enrollment in certain postsecondary educational institu-

tions; amending s. 1010.83, F.S.; requiring that the Institutional Assessment Trust Fund administered by the department consist of certain fees; requiring the department to maintain separate accounts within such trust fund for specified operations; authorizing the use of funds from such trust fund for certain expenses related to administration of the SARA; providing an appropriation; providing a directive to the Division of Law Revision and Information; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 859**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for CS for HB 397—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for personal identifying information of the alleged victim in an allegation of sexual harassment; authorizing the disclosure of such information for certain purposes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for CS for HB 397** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for HB 749—A bill to be entitled An act relating to adoption benefits; amending s. 409.1664, F.S.; revising the definition of the term “qualifying adoptive employee” to include employees of charter schools and the Florida Virtual School for the purpose of extending state employee adoption benefits to such employees; providing for retroactive application; requiring such employees to apply to their school directors to obtain certain monetary benefits; requiring the Chief Financial Officer to transfer funds to charter schools and the Florida Virtual School to enable payments to such employees; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 749** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for CS for HB 107—A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; creating and revising definitions; making technical changes; prohibiting the excavation, exposition, movement, removal, or other disturbance of the contents of a tomb or memorial; providing criminal penalties; providing exceptions to the prohibition against disturbance of the contents of a tomb or memorial for cemeteries exempted from certain regulation; providing an effective date.

—as amended May 1, was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Simmons, the Senate reconsidered the vote by which **Amendment 1 (658920)** was adopted May 1.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following substitute amendment which was adopted by two-thirds vote:

Amendment 2 (777054) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 872.02, Florida Statutes, is amended to read:

872.02 Injuring or removing tomb or monument; disturbing contents of grave or tomb; penalties.—

(1) A person *commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084 if he or she:*

(a) ~~who~~ Willfully and knowingly destroys, mutilates, defaces, injures, or removes any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other structure or thing placed or designed for a memorial of the dead, or any fence, railing, curb, or other thing intended for the protection or ornamentation of any tomb, monument, gravestone, burial mound, earthen or shell monument containing human skeletal remains or associated burial artifacts, or other structure before mentioned, or for any enclosure for the burial of the dead; or

(b) Willfully destroys, mutilates, removes, cuts, breaks, or injures any tree, shrub, or plant placed or being within any such enclosure, ~~except for a person performing routine maintenance and upkeep commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

(2) A person who willfully and knowingly *excavates, exposes, moves, removes, or otherwise* disturbs the contents of a ~~tomb or~~ grave or tomb commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) This section ~~does shall~~ not apply to any person acting under the direction or authority of the Division of Historical Resources of the Department of State, to cemeteries operating under chapter 497, any cemeteries removing or relocating the contents of a grave or tomb as a response to a natural disaster, or to any person otherwise authorized by law to remove or disturb a tomb, monument, gravestone, burial mound, or similar structure, or its contents, as described in subsection (1).

(4) For purposes of this section, the term "tomb" includes any mausoleum, columbarium, or belowground crypt.

(5) Notwithstanding subsections (1) and (2), an owner, officer, employee, or agent of a cemetery exempt from regulation pursuant to s. 497.260 may relocate the contents of a grave or tomb:

(a) After receiving a written authorization from a legally authorized person as defined in s. 497.005(43); or

(b) After public notice is posted as required in this paragraph, if a legally authorized person cannot be located after conducting a reasonable search or after 75 years or more have elapsed since the date of entombment, interment, or inurnment. The public notice must be published once a week for 4 consecutive weeks in a newspaper of general circulation in the county where the cemetery is located. The public notice must contain the name of the cemetery; the name, address, and telephone number of the cemetery representative with whom objections may be filed; the reason for relocation of the contents of the graves or tombs; the names of the human remains to be relocated; the approximate date of the initial entombment, interment, or inurnment; the proposed site of relocation; and the proposed date of relocation. The proposed date of relocation may not be less than 30 days from last date of publication. If no objection from a legally authorized person is received within 30 days from the last date of publication of the public notice, the cemetery may proceed with relocation.

(6) If a legally authorized person refuses to sign a written authorization, as provided in (5)(a), or if a legally authorized person objects, as provided in (5)(b), a public hearing shall be held before the county commission of the county where the cemetery is located, or the city council, if the cemetery is located in a municipality, and the county commission or the city council shall have the authority to grant a request for relocation of the contents of such graves or tombs.

Section 2. This act shall take effect October 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to criminal offenses involving tombs and memorials; amending s. 872.02, F.S.; providing that a person who willfully and knowingly excavates, exposes, moves, or removes the contents of a grave or tomb commits a felony; revising applicability; authorizing an owner, officer, employee, or agent of specified cemeteries to relocate the contents of a grave or tomb, subject to certain conditions; providing an effective date.

On motion by Senator Simmons, **CS for CS for CS for HB 107**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 505—A bill to be entitled An act relating to the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 893.03, F.S.; specifying that ioflupane I 123 is not included in Schedule II; creating s. 893.015, F.S.; specifying the chapter's purpose; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for HB 505** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 1091—A bill to be entitled An act relating to arrest warrants for state prisoners; creating s. 948.33, F.S.; authorizing a prisoner in a state prison who has an unserved violation of probation or an unserved violation of community control warrant to file a notice of unserved warrant in the circuit court where the warrant was issued; requiring the prisoner to serve notice on the state attorney; requiring the circuit court to schedule a status hearing within a certain time after receiving notice; specifying procedures and requirements for the status hearing; providing for prosecution of the violation; requiring the court to send the order to the county sheriff; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Simmons, **CS for HB 1091**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for CS for HB 1107—A bill to be entitled An act relating to public records; creating s. 440.1851, F.S.; providing an exemption from public records requirements for personal identifying information held by the Department of Financial Services, the Agency for Health Care Administration, or the Division of Administrative Hearings pursuant to the Workers' Compensation Law; providing a definition; specifying persons to whom and circumstances in which such confidential information may be disclosed; providing applicability; providing for future legislative

review and repeal of the exemption; providing a finding of public necessity; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Perry, CS for CS for HB 1107, as amended, was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

SB 1024—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; defining the term “individual identifying information”; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, SB 1024 was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for HB 987—A bill to be entitled An act relating to public accountability; amending s. 473.302, F.S.; revising a definition; amending s. 473.3101, F.S.; providing an exemption to the requirement for licensure of certain firms without an office in the state; amending s. 473.316, F.S.; revising a definition; amending s. 473.323, F.S.; providing that suspension or revocation of the right to practice before the Public Company Accounting Oversight Board is grounds for the imposition of penalties as provided by law; providing an effective date.

—was read the third time by title.

On motion by Senator Young, CS for HB 987 was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 6037—A bill to be entitled An act relating to the blind services direct-support organization; amending s. 413.0111, F.S.; removing the future repeal of provisions relating to the blind services direct-support organization; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, HB 6037 was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 7097—A bill to be entitled An act relating to the direct support organization of the prescription drug monitoring program; amending s. 893.055, F.S.; providing for future repeal of provisions relating to the organization; providing an effective date.

—was read the third time by title.

On motion by Senator Young, HB 7097 was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 327—A bill to be entitled An act relating to household movers; amending s. 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to deny or refuse to renew the registration of a mover under certain circumstances; amending s. 507.07, F.S.; prohibiting a mover from knowingly refusing or failing to disclose in writing specified criminal information under certain circumstances; amending ss. 507.09 and 507.10, F.S., relating to administrative remedies and civil penalties, respectively; requiring the department to impose either a civil penalty or an administrative fine for failure to disclose in writing specified criminal information; providing an effective date.

—as amended May 1, was read the third time by title.

On motion by Senator Hutson, **CS for HB 327**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for CS for SB 680—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; prohibiting a person or entity that charges a fee for facilitating the release of a defendant through the posting of a cash bond from using the term “bail” in advertisements and printed materials posted in a jail; requiring a certain disclaimer in such materials; deleting a provision relating to circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.28, F.S.; revising the amount of forfeiture to be remitted under specified conditions; amending s. 903.31, F.S.; specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 680**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 361** was withdrawn from the Committees on Judiciary; Banking and Insurance; Criminal Justice; and Rules.

On motion by Senator Baxley, by two-thirds vote—

CS for CS for HB 361—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; revising the circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.31, F.S.; specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 680** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for CS for HB 361** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 986—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; requiring the Department of Financial Services to adopt rules; authorizing the inspection of certain boilers by authorized inspection agencies; amending s. 554.103, F.S.; requiring, rather than authorizing, the department to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler that is placed in use after a specified date; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner’s designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising the boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler

inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; providing an exception; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term “applicant”; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; providing an exception from an examination requirement for an all-lines adjuster license applicant with a specified designation; amending s. 626.2815, F.S.; specifying the education hours that may be completed to meet continuing education requirements for such a designation; amending s. 626.8734, F.S.; providing an exception from an examination requirement for nonresident all-lines adjuster license applicants who hold certain certifications; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing an exception from a certain continuing education requirement for such licensees; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities’ licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department’s discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 986**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 925** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Stargel—

CS for CS for HB 925—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; amending s. 554.103, F.S.; requiring, rather than authorizing, the Department of Financial Services to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner’s designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; providing a penalty against an insurance carrier if certain followup inspections are not conducted; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a

certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term “applicant”; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; revising qualifications for exemption from examinations for applicants for a license as an all-lines adjuster; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing exceptions from a certain continuing education requirement for such licensees; amending s. 626.8734, F.S.; providing an exemption from the nonresident examination requirement for certain all-lines adjusters; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities’ licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department’s discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a “surplus trustee”; authorizing specified entities to claim surplus funds that remain after a judicial sale; specifying procedures for those entities to receive such funds; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the department; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 717.113, F.S.; exempting certain funds remaining after a judicial sale and held in a court registry from becoming payable or distributable and subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 986** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (658314) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 17.575, Florida Statutes, is amended to read:

17.575 Administration of funds; Treasury Investment Council Committee.—

(1) There is created a Treasury Investment Council Committee within the Division of Treasury consisting of at least five members, *at least three of whom are professionals from the private sector*, who must possess special knowledge, experience, and familiarity in finance, investments, or accounting. The members of the council ~~must~~ ~~committee~~ shall be appointed by and serve at the pleasure of the Chief Financial Officer. *Each member shall serve a term of 4 years from the date of appointment.* The council ~~committee~~ shall annually elect a chair and vice chair from among its ~~members~~ ~~membership~~.

(2) *The council shall review the investments required by s. 17.57; meet with staff of the Division of Treasury at least biannually; and provide recommendations to the Division of Treasury and the Chief Financial Officer regarding investment policy, strategy, and procedures.* ~~The committee shall administer the Treasury Investment Program consistent with policies approved by the Chief Financial Officer for deposits and investments of public funds. The committee shall also make recommendations regarding investment policy to the Chief Financial Officer.~~

(3) *Members of the council shall serve without additional compensation or honorarium, but may receive per diem and reimbursement for travel expenses as provided in s. 112.061.* ~~The committee shall submit an annual report outlining its activities and recommendations to the Chief Financial Officer and the Joint Legislative Auditing Committee. The report shall be submitted on August 15, 2009, and annually thereafter.~~

Section 2. Present subsections (14) through (16) of section 215.422, Florida Statutes, are redesignated as subsections (15) through (17), respectively, and a new subsection (14) is added to that section, to read:

215.422 Payments, warrants, and invoices; processing time limits; dispute resolution; agency or judicial branch compliance.—

(14) *All requirements set forth in this section apply to payments made in accordance with s. 215.971.*

Section 3. Section 554.1021, Florida Statutes, is reordered and amended to read:

554.1021 Definitions.—As used in *this chapter*, the term ~~ss. 554.1011-554.115~~:

(3)(4) “Boiler” means a closed vessel in which water or other liquid is heated, steam or vapor is generated, steam is superheated, or any combination of these functions is accomplished, under pressure or vacuum, for use external to itself, by the direct application of energy from the combustion of fuels or from electricity or solar energy. The term “boiler” includes fired units for heating or vaporizing liquids other than water where these units are separate from processing systems and are complete within themselves. The varieties of boilers are as follows:

(f)(a) “Power boiler” means a boiler in which steam or other vapor is generated at a pressure of more than 15 psig.

(b) “High pressure, high temperature water boiler” means a water boiler operating at pressures exceeding 160 psig or temperatures exceeding 250 °F.

(a)(e) “Heating boiler” means a steam or vapor boiler operating at pressures not exceeding 15 psig, or a hot water boiler operating at pressures not exceeding 160 psig or temperatures not exceeding 250 °F.

(c)(d) “Hot water supply boiler” means a boiler or a lined storage water heater supplying heated water for use external to itself operating

at a pressure not exceeding 160 psig or temperature not exceeding 250 ° F.

(g)(e) “Secondhand boiler” means a boiler that has changed ownership and location subsequent to its original installation and use.

(d) “Inservice boiler” means a boiler placed in use after test firing and required inspections have been satisfactorily completed.

(e) “Operating boiler” means a boiler connected and ready for use.

(h) “Secured boiler” means a boiler that has been:

1. Physically disconnected from the system, including disconnection from fuel, water, steam, electricity, and stack; or

2. Locked out and tagged out in accordance with the Occupational Safety and Health Administration’s standard relating to the control of hazardous energy and lockout or tagout in 29 C.F.R. s. 1910.147, as adopted by rule of the department.

(9)(2) “Public assembly locations” includes ~~include~~ schools, day care centers, community centers, churches, theaters, hospitals, nursing and convalescent homes, stadiums, amusement parks, and other locations open to the general public.

(5)(3) “Certificate inspection” means an inspection ~~whose~~ report of which is used by the chief boiler inspector to determine whether or not a certificate of operation may be issued.

(7)(4) “Certificate of operation compliance” means a document issued to the owner of a boiler which authorizes the owner to operate the boiler, subject to any restrictions endorsed thereon.

(6)(5) “Certificate of competency” means a document issued to a person who has satisfied the minimum competency requirements for boiler inspectors under ~~this chapter ss. 554.101-554.115~~.

(8)(6) “Department” means the Department of Financial Services.

(1)(7) “A.S.M.E.” means the American Society of Mechanical Engineers.

(2) “Authorized inspection agency” means:

(a) Any county, municipality, town, or other governmental subdivision that has adopted into law the Boiler and Pressure Vessel Code of the A.S.M.E. and the National Board Inspection Code for the construction, installation, inspection, maintenance, and repair of boilers to regulate boilers in public assembly locations, and whose boiler inspectors hold valid certificates of competency in accordance with s. 554.104;

(b) An insurer authorized by a subsisting certificate of authority, issued by the Office of Insurance Regulation, to transact boiler and machinery insurance in this state, and whose boiler inspectors hold valid certificates of competency in accordance with s. 554.104; or

(c) An inspecting agency accredited in accordance with the National Board of Boiler and Pressure Vessel Inspector’s program entitled “Accreditation of Authorized Inspection Agencies (AIA) Performing Inservice or Repair/Alteration Inspection Activities,” document number NB-369, and whose boiler inspectors hold valid certificates of competency in accordance with s. 554.104. The department shall by rule require an inspection agency authorized pursuant to this paragraph to maintain financial security adequate to indemnify the owner of the boiler if such agency’s negligence or failure to inspect an uninsured boiler results in a loss. Such inspection agency may inspect uninsured boilers or, at the direction of an insurance company, may inspect a boiler insured by that insurance company.

(4) “Boiler insurance company” means a company authorized by a subsisting certificate of authority, issued by the Office of Insurance Regulation, to transact boiler and machinery insurance in this state.

Section 4. Section 554.103, Florida Statutes, is amended to read:

554.103 Boiler code.—The department shall adopt by rule a State Boiler Code for the safe construction, installation, inspection, maintenance, and repair of boilers in this state. The rules adopted shall be

based upon and shall at all times follow generally accepted nationwide engineering standards, formulas, and practices pertaining to boiler construction and safety.

(1) The department shall adopt an existing code for new construction and installation known as the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers, including all amendments and interpretations ~~approved thereto by the Council on Codes and Standards of A.S.M.E. The department may adopt amendments and interpretations~~ to the A.S.M.E. Boiler and Pressure Vessel Code approved by the A.S.M.E. Council on Codes and Standards subsequent to the adoption of the State Boiler Code, and when so adopted by the department, such amendments and interpretations shall become a part of the State Boiler Code.

(2) The installer ~~owner~~ of any boiler placed in use in this state after January 1, 2018, must, before installing the boiler, apply on a form adopted by rule of the department for a permit to install the boiler from the chief boiler inspector. The application must include the boiler’s A.S.M.E. manufacturer’s data report and other documents required by the State Boiler Code before the boiler is placed in service. The installer must contact the chief boiler inspector to schedule an inspection for each boiler no later than 7 days before the boiler is placed in service ~~after October 1, 1987, shall submit the A.S.M.E. manufacturer’s data report on such boiler to the chief inspector not more than 90 days following the inservice date of the boiler.~~

(3) The maximum allowable working pressure of a boiler carrying the A.S.M.E. code symbol must ~~shall~~ be determined by the applicable sections of the code under which it was constructed and stamped. Subject to the concurrence of the chief boiler inspector, such boiler may be rerated in accordance with the standards of the State Boiler Code.

(4) The maximum allowable working pressure of a boiler that ~~which~~ does not carry the A.S.M.E. code symbol must ~~shall~~ be computed in accordance with the standards of the State Boiler Code.

(5) ~~This chapter may not. Nothing in ss. 554.101-554.115 shall~~ be construed to in any way prevent the use, sale, or reinstallation of a boiler if such boiler has been made to conform to the applicable provisions of the State Boiler Code governing existing installations and if, upon inspection, the boiler has been found to be in a safe condition.

(6) The department, at its discretion, may authorize the construction, installation, and operation of boilers of special design or construction which do not meet the specific requirements of the State Boiler Code, but which are consistent with the intent of the safety objectives of the code.

(7) The department may adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this chapter. Such rules may include specifying the procedures and forms to be used to obtain an installation permit, an initial certificate, or a renewal certificate, and the submission of reports and notices required under this chapter.

Section 5. Section 554.104, Florida Statutes, is amended to read:

554.104 Certification of boiler inspectors required; application; qualifications; renewal ~~Boilers of special design.—The department, at its discretion, may authorize the construction, installation, and operation of boilers of special design or construction that do not meet the specific requirements of the State Boiler Code but are not inconsistent with the intent of the safety objectives of such code.~~

(1) CERTIFICATE REQUIRED.—A person may not be, act as, or advertise or hold himself or herself out to be an inspector of a boiler that is subject to regulation by this chapter, unless he or she currently holds a certificate of competency issued by the department.

(2) APPLICATION.—A person who desires to be certified to inspect boilers that are subject to regulation by this chapter must apply in writing to the department to take the certification examination.

(3) QUALIFICATIONS.—A person is qualified to take the certification examination if the person:

(a) Has submitted the application for examination together with the fee required under s. 554.111(1)(a);

(b) Is at least 18 years of age;

(c) *Has completed the 2-hour training course under subsection (4) on the requirements of this chapter and any related rules adopted by the department. The course must be completed no later than 12 months before issuance of an initial or renewal certificate; and*

(d) *Has:*

1. *At least 3 years of experience in the construction, installation, inspection, operation, maintenance, or repair of high pressure, high temperature water boilers; or*

2. *Met the requirements to qualify as a commissioned inspector by the National Board of Boiler and Pressure Vessel Inspectors as set forth in NB-263, RCI-1, Rules for Commissioned Inspectors, as adopted by rule of the department.*

(4) **TRAINING COURSE.**—*The department shall adopt by rule a 2-hour training course on the requirements of this chapter and any related rules adopted by the department. The department shall make the training course available online and may make the course available in a classroom setting. A boiler insurance company may include the department's course as part of its in-house training of a boiler inspector student, in lieu of the student taking the online training course. A boiler insurance company that includes the department's course in its in-house training of a boiler inspector student must indicate that the student completed the training on an application filed with the department for certification of competency.*

(5) **EXAMINATION.**—*A person applying for a certificate of competency must have successfully passed the examination administered by the National Board of Boiler and Pressure Vessel Inspectors and be eligible to obtain a National Board commission.*

(6) **ISSUANCE OF CERTIFICATE.**—*The chief boiler inspector must issue a certificate of competency to each person who is qualified under this section and who holds a commission from the National Board of Boiler and Pressure Vessel Inspectors.*

(7) **RENEWAL OF CERTIFICATE.**—*A certificate of competency expires on December 31 of each year and may be renewed upon the filing of a renewal application with the department. A secured electronic application must be used, if available on the department's website.*

(8) **RULES.**—*The department may adopt rules necessary to administer this section.*

Section 6. Section 554.105, Florida Statutes, is amended to read:

554.105 Chief boiler inspector.—

(1) The Chief Financial Officer shall appoint a chief boiler inspector, who ~~must have at least~~ ~~shall have not less than~~ 5 years' experience in the construction, installation, inspection, operation, maintenance, or repair of high pressure, high temperature water boilers and who ~~must~~ ~~shall~~ hold a commission from the National Board of Boiler and Pressure Vessel Inspectors or a certificate of competency from the department.

(2) The department, through the chief boiler inspector, shall administer the state boiler inspection program, and shall:

(a) Take *all* action necessary to enforce the State Boiler Code and the rules adopted pursuant to ~~this chapter ss. 554.1011-554.115.~~

(b) Keep a complete record on all boilers at public assembly locations. Such record ~~must~~ ~~shall~~ include the name of each boiler owner or user and the location, type, ~~dimensions,~~ maximum allowable working pressure, age, ~~and~~ last recorded inspection of each boiler, ~~and any other information necessary to expedite the certification process.~~

(c) ~~Publish and make available to anyone, upon request, copies of the rules adopted pursuant to ss. 554.1011-554.115.~~

(~~d~~) Expend funds necessary to meet the expenses authorized by ~~this chapter ss. 554.1011-554.115,~~ including the necessary travel expenses of the chief boiler inspector and deputy boiler inspectors, and the expenses incident to the maintenance of ~~this his or her~~ office.

Section 7. Section 554.106, Florida Statutes, is amended to read:

554.106 Deputy boiler inspectors.—

(1) The department shall employ deputy boiler inspectors who shall be responsible to the chief boiler inspector ~~and who shall each hold a certificate of competency from the department.~~

(2) A deputy boiler inspector shall perform inspections of uninsured boilers that are subject to regulation under this chapter, in accordance with the inspection frequency set forth in s. 554.108. A deputy boiler inspector may also engage in public outreach activities of the department and conduct other duties as assigned by the chief boiler inspector.

Section 8. Section 554.107, Florida Statutes, is amended to read:

554.107 Special boiler inspectors.—

(1) Upon application by any authorized inspection agency ~~company licensed to insure boilers in this state,~~ the chief boiler inspector shall issue a certificate of competency as a special boiler inspector to any inspector employed by the authorized inspection agency ~~company,~~ if ~~provided that~~ such boiler inspector satisfies the competency requirements for inspectors as provided in s. 554.104 ~~or 554.113.~~ Special boiler inspectors shall perform inspections of insured boilers in accordance with the inspection frequency set forth in s. 554.108.

(2) The certificate of competency of a special boiler inspector ~~remains shall remain~~ in effect only so long as the special boiler inspector is employed by an authorized inspection agency ~~a company licensed to insure boilers in this state.~~ Upon termination of employment with such company, ~~such company a special inspector~~ shall, in writing, notify the chief boiler inspector of such special boiler inspector's termination. Such notice ~~must~~ ~~shall~~ be given within 15 days following the date of termination.

Section 9. Subsections (1), (2), (4), and (5) of section 554.108, Florida Statutes, are amended, and subsection (6) is added to that section, to read:

554.108 Inspection.—

(1) ~~The inspection requirements of this chapter apply only to boilers located in public assembly locations. A potable hot water supply boiler with a heat input of 200,000 British thermal units (Btu) per hour and above, up to a heat input not exceeding 400,000 Btu per hour, is exempt from inspection, but must be stamped with the A.S.M.E. code symbol "HLW" and the boiler's A.S.M.E data report must be filed as required under s. 554.103(2). The only boilers required to be inspected under the provisions of ss. 554.1011-554.115 are boilers located in public assembly locations.~~

(2) Each inspection of a boiler conducted pursuant to ~~this chapter must ss. 554.1011-554.115 shall~~ be made by the chief boiler inspector, a deputy boiler inspector, or a special boiler inspector. An owner, or the owner's designee, shall perform all operation, testing, manipulation of boiler controls and safety devices, removal of lagging, and disassembly of boiler components to allow the chief boiler inspector, deputy boiler inspector, or special boiler inspector to conduct inspections as required by this section.

(4) ~~Each boiler subject to inspection must be inspected within 30 days after expiration of the boiler's certificate of operation. However, an inspection report must be received by the chief boiler inspector no later than 30 days after the projected expiration date of the certificate of operation. If, upon inspection, the chief boiler inspector, deputy boiler inspector, or special boiler inspector finds that a boiler is in violation of any provision of the State Boiler Code, the inspector must promptly notify the owner or user and state what repairs or other corrective measures are needed. Deputy boiler inspectors and special boiler inspectors shall file a written report, on a form adopted by rule of the department, on each certificate inspection with the chief boiler inspector within 15 days after the following such inspection. A certificate inspection report must list all violations of the State Boiler Code and any conditions that may adversely affect the operation of the boiler. The filing of reports of inspections, other than statutorily required certificate inspections, is are not required unless such inspections disclose that a boiler is in an unsafe condition or unless the boiler has failed and requires major repair or replacement. The inspection report must list the extent of damage to the boiler, as well as the cause of the failure, if known, and any other per-~~

tinient information. However, an inspection report must be filed for any inspection performed on a boiler with a previously identified code violation. The report must indicate whether the violation has been corrected. The agency responsible for conducting the inspection must perform followup inspections, not more than every 6 months, of a previously identified code violation until it is corrected.

(5) Upon a determination by the chief boiler inspector ~~determining that a boiler cannot be safely operated, is in an unsafe condition and poses an imminent danger to the public health, safety, and welfare, the chief inspector, a deputy inspector, or a special inspector may immediately order the boiler must immediately to be shut down. The chief boiler inspector or a deputy boiler inspector shall attach a tag to the boiler indicating that the boiler has been shut down due to an unsafe condition. The boiler must shall remain shut down until a reinspection by the chief boiler inspector or a deputy boiler a certified inspector determines that all violations have been corrected, that the boiler may be operated safely, and that a certificate of compliance has been issued. A boiler that may not be safely operated, as determined by the chief boiler inspector, is deemed to constitute an imminent danger to the public health, safety, and welfare.~~

(6) The department may adopt rules necessary to administer this section.

Section 10. Section 554.1081, Florida Statutes, is created to read:

554.1081 Boiler inspections by insurance companies and local governmental agencies.—

(1) An insurance company insuring a boiler located in a public assembly location in this state shall inspect, or shall contract with an authorized inspection agency to inspect, the insured boiler. A boiler insurance company shall annually report to the department the name of any authorized inspection agency performing any required boiler inspections on its behalf and shall actively monitor insured boilers to ensure that inspections are conducted as required by this chapter.

(2) A county, municipality, town, or other governmental subdivision that has adopted into law the Boiler and Pressure Vessel Code of the A.S.M.E. and the National Board Inspection Code for the construction, installation, inspection, maintenance, and repair of boilers to regulate boilers in public assembly locations may inspect such boilers. All boiler inspections must be conducted by special boiler inspectors in accordance with this chapter.

Section 11. Section 554.109, Florida Statutes, is amended to read:

554.109 Exemptions.—

~~(1) Any insurance company insuring a boiler located in a public assembly location in this state shall inspect such boiler so insured, and any county, city, town, or other governmental subdivision which has adopted into law the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers and the National Board Inspection Code for the construction, installation, inspection, maintenance, and repair of boilers, regulating such boilers in public assembly locations, shall inspect such boilers so regulated; provided that such inspection shall be conducted by a special inspector licensed pursuant to ss. 554.1011-554.115. Upon filing of a report of satisfactory inspection with the department, such boiler is exempt from inspection by the department.~~

~~(2) The provisions of This chapter does shall not apply to potable hot water supply boilers or lined storage water heaters that which are directly fired with oil, gas, electricity, or solar energy, provided that none of the following limitations is are exceeded:~~

- (1)(a) Heat input of 400,000 Btu per hour.
- (2)(b) Water temperature of 210 degrees Fahrenheit.
- (3)(c) Nominal water-containing capacity of 120 gallons.

~~These exempt hot water supply boilers and lined storage water heaters shall be equipped with safety relief valves conforming to the requirements of the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers and of the National Board Inspection Code.~~

Section 12. Section 554.1101, Florida Statutes, is amended to read:

554.1101 Certificate of operation ~~compliance.~~—

(1) If an inspection report filed pursuant to s. 554.108 shows a boiler to be in compliance with all applicable provisions of the State Boiler Code, the chief boiler inspector ~~shall~~, upon receipt of the inspection fee, issue a certificate of ~~operation compliance~~ to the owner. Such certificate ~~must shall~~ bear the date of the inspection and specify the maximum pressure at which the boiler may be operated.

(2) The certificate for a power boiler or a high pressure, high temperature water boiler is valid for a period of 12 months from the date of the certificate inspection. The certificate for a heating boiler or a hot water supply boiler is valid for a period of 24 months from the date of the certificate inspection. The certificate ~~must shall~~ be posted under glass, or be similarly protected, in the room containing the boiler.

(3) A boiler insurance company shall notify the chief boiler inspector within 30 days after the issuance of a new or renewal boiler and machinery insurance policy, or the cancellation or nonrenewal of a boiler and machinery insurance policy, covering places of public assembly in this state.

(4) If the chief boiler inspector has knowledge that a boiler regulated under this chapter was covered by a boiler and machinery insurance policy after its most recent certification inspection, the certificateholder must, upon the request of the chief boiler inspector, submit its certificate of boiler and machinery insurance for the boiler if the department has not received the special boiler inspector's annual inspection report within 30 days after its due date.

Section 13. Section 554.111, Florida Statutes, is amended to read:

554.111 Fees.—

(1) The department shall charge the following fees:

(a) For an applicant for a certificate of competency, the initial application fee shall be \$50, and the annual renewal fee shall be \$30. The fee for examination shall be \$50.

(b) For certificate inspections conducted by the department:

1. For power boilers and high pressure, high temperature water boilers of:

4,000 square feet or less heating surface \$60

More than 4,000 square feet heating surface and less than 10,000 square feet of heating surface. \$70

10,000 square feet or more heating surface. \$90

2. For heating boilers:

Without a manhole. \$40

With a manhole \$70

3. For hot water supply boilers \$40

(c) For issuance of a ~~compliance~~ certificate of operation without a department inspection \$30

(d) Duplicate certificates or address changes \$5

(e) An application for a boiler permit must include the applicable certificate inspection fee provided in paragraph (b).

(2) Not more than an amount equal to one certificate inspection fee may ~~shall~~ be charged or collected for any and all boiler inspections in any inspection period, except as otherwise provided in ~~this chapter ss. 554.1011-554.115.~~

(a) When it is necessary to make a special trip to observe the application of a hydrostatic test, an additional fee equal to the fee for a certificate inspection of the boiler ~~must shall~~ be charged.

(b) All other inspections, including shop inspections, surveys, and inspections of secondhand boilers made by the chief boiler inspector or a deputy boiler inspector, ~~must shall~~ be charged at the rate of not less than \$270 for one-half day of 4 hours, and \$500 for 1 full day of 8 hours, plus travel, hotel, and incidental expenses in accordance with chapter 112.

(3) The chief boiler inspector shall deposit all fees or fines received pursuant to ~~this chapter ss. 554.1011-554.115~~ into the Insurance Regulatory Trust Fund.

Section 14. Sections 554.112 and 554.113, Florida Statutes, are repealed.

Section 15. Section 554.114, Florida Statutes, is amended to read:

554.114 Prohibitions; penalties.—

(1) A person may not:

(a) Operate a boiler at a public assembly location without a valid certificate of ~~operation compliance~~ for that boiler;

(b) ~~Give false or forged information to the department or an inspector for the purpose of obtaining a certificate of compliance;~~

(e) Use a certificate of ~~operation compliance~~ for any boiler other than for the boiler for which it was issued;

(c)(d) Operate a boiler for which the certificate of ~~operation compliance~~ has been suspended, *revoked*, or *not renewed*;

(e) ~~Give false or forged information to the department for the purpose of obtaining a certificate of competence;~~ or

(d)(f) Inspect any boiler regulated under ~~this chapter the provisions of ss. 554.1011-554.115~~ without having a valid certificate of competency.

(2) A boiler insurance company that fails to inspect or to have inspected, in accordance with this chapter, any boiler insured by the company and regulated under this chapter is subject to the penalties provided in subsection (4), unless the failure to inspect was the result of an owner's or operator's failure to provide reasonable access to the boiler. ~~Any person who violates this section is guilty of a misdemeanor of the second degree, punishable by fine as provided in s. 775.083.~~

(3) An authorized inspection agency that is under contract with a boiler insurance company and that fails to inspect, in accordance with this chapter, any boiler insured by the company and regulated under this chapter is subject to the penalties provided in subsection (4), unless the failure to inspect was the result of an owner's or operator's failure to provide reasonable access to the boiler.

(4) A boiler insurance company, authorized inspection agency, or other person in violation of this section for more than 30 days shall pay a fine of \$10 per day for the first 10 days of noncompliance, \$50 per day for the subsequent 20 days of noncompliance, and \$100 per day for each subsequent day over 20 days of noncompliance.

Section 16. Section 554.115, Florida Statutes, is amended to read:

554.115 Disciplinary proceedings.—

(1) The department may *deny*, *refuse to renew*, suspend, or revoke a certificate of ~~operation compliance~~ upon proof that:

(a) The certificate has been obtained by fraud or misrepresentation;

(b) The boiler for which the certificate was issued cannot be operated safely; ~~or~~

(c) The person who received the certificate willfully or deliberately violated the State Boiler Code, *this chapter*, ~~or ss. 554.1011-554.115~~ or any other rule adopted pursuant to *this chapter*; ~~or ss. 554.1011-554.115.~~

(d) The owner of a boiler:

1. Operated a boiler at a public assembly location without a valid certificate of operation for that boiler;

2. Used a certificate of operation for a boiler other than the boiler for which the certificate of operation was issued;

3. Gave false or forged information to the department, to an authorized inspection agency, or to another boiler inspector for the purpose of obtaining a certificate of operation;

4. Operated a boiler after the certificate of operation for the boiler expired, was not renewed, or was suspended or revoked;

5. Operated a boiler that is in an unsafe condition; or

6. Operated a boiler in a manner that is contrary to the requirements of this chapter or any rule adopted under this chapter.

(2) The department may *deny*, *refuse to renew*, suspend, or revoke a certificate of competency upon proof that:

(a) The certificate was obtained by fraud or misrepresentation;

(b) The inspector to whom the certificate was issued is no longer qualified under ~~this chapter ss. 554.1011-554.115~~ to inspect boilers; or

(c) The boiler inspector:

1. ~~Operated a boiler at a public assembly location without a valid certificate of compliance for that boiler;~~

2. ~~Gave false or forged information to the department, an authorized inspection agency, or to another boiler inspector for the purpose of obtaining a certificate of operation; or compliance;~~

3. ~~Used a certificate of compliance for any boiler other than the boiler for which it was issued;~~

4. ~~Operated a boiler for which the certificate of compliance has been suspended or revoked or has expired;~~

2.5. Inspected any boiler regulated under ~~this chapter ss. 554.1011-554.115~~ without having obtained a valid certificate of competency.;

6. ~~Operated a boiler that is in an unsafe condition; or~~

7. ~~Operated a boiler in a manner that is contrary to the requirements of this chapter or any rule adopted under this chapter.~~

(3) Each suspension of a certificate of ~~operation compliance~~ or certificate of competency shall continue in effect until all violations have been corrected and, for boiler safety violations, until the boiler has been inspected by an authorized inspector and shown to be in a safe working condition.

(4) ~~A person in violation of this section who does not have a valid certificate of competency shall be reported by the chief inspector to the appropriate state attorney.~~

(5) ~~A person in violation of this section who has a valid certificate of competency is subject to administrative action by the chief inspector.~~

(4)(6) A revocation of a certificate of competency is permanent, and a revoked certificate of competency may not be reinstated or a new certificate of competency issued to the same person. A suspension of a certificate of competency continues in effect until all violations have been corrected. ~~A suspension of a certificate of compliance for any boiler safety violation continues in effect until the boiler has been inspected by an authorized inspector and shown to be in safe working condition.~~

Section 17. Section 554.1151, Florida Statutes, is created to read:

554.1151 Administrative fine in lieu of or in addition to suspension, revocation, or refusal to renew a certificate of operation or competency.—

(1) If the department finds that one or more grounds exist for the suspension, revocation, or refusal to renew any certificate of operation or certificate of competency issued under this chapter, the department may, in its discretion, in lieu of or in addition to suspension or revocation or in lieu of refusal to renew, impose upon the certificateholder an administrative penalty in an amount up to \$500, or, if the department has found willful misconduct or willful violation on the part of the certificateholder, in an amount up to \$3,500.

(2) *The department may allow the certificateholder a reasonable period, no more than 30 days, within which to pay to the department the amount of the penalty so imposed. If the certificateholder fails to pay the penalty in its entirety to the department within the period so allowed, the certificate of that person must be suspended until the penalty is paid. If the certificateholder fails to pay the penalty in its entirety to the department within 90 days after the period so allowed, the certificate of that person must be revoked.*

Section 18. Subsection (7) of section 624.307, Florida Statutes, is amended to read:

624.307 General powers; duties.—

(7) *The department and office, within existing resources, may expend funds for the professional development of its employees, including, but not limited to, professional dues for employees who are required to be members of professional organizations; examinations leading to professional designations required for employment with the office; training courses and examinations provided through, and to ensure compliance with, the National Association of Insurance Commissioners; or other training courses related to the regulation of insurance.*

Section 19. Present subsections (1), (2), and (3) and (4) through (19) of section 626.015, Florida Statutes, are redesignated as subsections (2), (3), and (4) and (6) through (21), respectively, present subsection (8) is amended, and new subsections (1) and (5) are added to that section, to read:

626.015 Definitions.—As used in this part:

(1) *“Active participant” means a member in good standing of an association who attends 4 or more hours of association meetings every year, not including any department-approved continuing education course.*

(5) *“Association” includes the Florida Association of Insurance Agents (FAIA), the National Association of Insurance and Financial Advisors (NAIFA), the Florida Association of Health Underwriters (FAHU), the Latin American Association of Insurance Agencies (LAIA), the Florida Association of Public Insurance Adjusters (FAPIA), the Florida Bail Agents Association (FBAA), or the Professional Bail Agents of the United States (PBUS).*

(10)(8) *“Insurance agency” means a business location at which an individual, firm, partnership, corporation, association, or other entity, other than an employee of the individual, firm, partnership, corporation, association, or other entity and other than an insurer as defined by s. 624.03 or an adjuster as defined by subsection (2) (4), engages in any activity or employs individuals to engage in any activity which by law may be performed only by a licensed insurance agent.*

Section 20. Section 626.207, Florida Statutes, is amended to read:

626.207 Disqualification of applicants and licensees; penalties against licensees; rulemaking authority.—

(1) For purposes of this section, the term or terms:

(a) *“Applicant” means an individual applying for licensure or relicensure under this chapter, and an officer, director, majority owner, partner, manager, or other person who manages or controls an entity applying for licensure or relicensure under this chapter.*

(c) *“Financial services business” means any financial activity regulated by the Department of Financial Services, the Office of Insurance Regulation, or the Office of Financial Regulation.*

(b)(2) ~~For purposes of this section, the terms “Felony of the first degree” and “capital felony” include all felonies designated as such by the Florida Statutes, as well as any felony so designated in the jurisdiction in which the plea is entered or judgment is rendered.~~

(2)(3) ~~An applicant who has been found guilty of or has pleaded guilty or nolo contendere to any of the following crimes, regardless of adjudication, is permanently barred from licensure under this chapter: ~~commits~~~~

(a) A felony of the first degree;

(b) A capital felony;

(c) A felony involving money laundering, ~~fraud, or~~

(d) A felony embezzlement; or

(e) A felony directly related to the financial services business ~~is permanently barred from applying for a license under this part. This bar applies to convictions, guilty pleas, or nolo contendere pleas, regardless of adjudication, by any applicant, officer, director, majority owner, partner, manager, or other person who manages or controls any applicant.~~

(3)(4) ~~An applicant who has been found guilty of or has pleaded guilty or nolo contendere to a crime For all other crimes not included in subsection (2), regardless of adjudication, is subject to (3), the department shall adopt rules establishing the process and application of disqualifying periods that include:~~

(a) A 15-year disqualifying period for all felonies involving moral turpitude ~~which that~~ are not specifically included in the permanent bar contained in subsection (2) (3).

(b) A 7-year disqualifying period for all felonies to which neither the permanent bar in subsection (2) (3) nor the 15-year disqualifying period in paragraph (a) applies.

(c) A 7-year disqualifying period for all misdemeanors directly related to the financial services business.

(4)(5) ~~The department shall adopt rules to administer this section. The rules must provide providing for additional disqualifying periods due to the commitment of multiple crimes and may include other factors reasonably related to the applicant’s criminal history. The rules shall provide for mitigating and aggravating factors. However, mitigation may not result in a period of disqualification of less than 7 years and may not mitigate the disqualifying periods in paragraphs (3)(b) and (c) (4)(b) and (c).~~

(5)(6) For purposes of this section, the disqualifying periods begin upon the applicant’s final release from supervision or upon completion of the applicant’s criminal sentence, ~~including payment of fines, restitution, and court costs for the crime for which the disqualifying period applies. The department may not issue a license to an applicant unless all related fines, court costs and fees, and court-ordered restitution have been paid.~~

(6)(7) After the disqualifying period has ~~expired been met~~, the burden is on the applicant to demonstrate that the applicant has been rehabilitated, does not pose a risk to the insurance-buying public, is fit and trustworthy to engage in the business of insurance pursuant to s. 626.611(1)(g), and is otherwise qualified for licensure.

(7) *Notwithstanding subsections (2) and (3), upon a grant of a pardon or the restoration of civil rights pursuant to chapter 940 and s. 8, Art. IV of the State Constitution with respect to a finding of guilt or a plea under subsection (2) or subsection (3), such finding or plea no longer bars or disqualifies the applicant from licensure under this chapter unless the clemency specifically excludes licensure in the financial services business; however, a pardon or restoration of civil rights does not require the department to award such license.*

(8) The department shall adopt rules establishing specific penalties against licensees in accordance with ss. 626.641 and 626.651 for violations of s. 626.611, s. 626.621, s. 626.8437, s. 626.844, s. 626.935, s. 634.181, s. 634.191, s. 634.320, s. 634.321, s. 634.422, s. 634.423, s. 642.041, or s. 642.043. The purpose of the revocation or suspension is to provide a sufficient penalty to deter future violations of the Florida Insurance Code. The imposition of a revocation or the length of suspension shall be based on the type of conduct and the probability that the propensity to commit further illegal conduct has been overcome at the time of eligibility for relicensure. The length of suspension may be adjusted based on aggravating or mitigating factors, established by rule and consistent with this purpose.

(9) Section 112.011 does not apply to any applicants for licensure under the Florida Insurance Code, including, but not limited to, agents, agencies, adjusters, adjusting firms, customer representatives, or managing general agents.

Section 21. Paragraph (j) of subsection (2) of section 626.221, Florida Statutes, is amended to read:

626.221 Examination requirement; exemptions.—

(2) However, an examination is not necessary for any of the following:

(j) An applicant for license as an all-lines adjuster who has the designation of Accredited Claims Adjuster (ACA) from a regionally accredited postsecondary institution in this state, Associate in Claims (AIC) from the Insurance Institute of America, Professional Claims Adjuster (PCA) from the Professional Career Institute, Professional Property Insurance Adjuster (PPIA) from the HurriClaim Training Academy, Certified Adjuster (CA) from ALL LINES Training, ~~or~~ Certified Claims Adjuster (CCA) from AE21 Incorporated, *or Universal Claims Certification (UCC) from Claims and Litigation Management Alliance (CLM) whose curriculum has been approved by the department and which includes comprehensive analysis of basic property and casualty lines of insurance and testing at least equal to that of standard department testing for the all-lines adjuster license. The department shall adopt rules establishing standards for the approval of curriculum.*

Section 22. Present paragraphs (i) and (j) of subsection (7) of section 626.2815, Florida Statutes, are redesignated as paragraphs (j) and (k), respectively, and a new paragraph (i) is added to that subsection, to read:

626.2815 Continuing education requirements.—

(7) The following courses may be completed in order to meet the elective continuing education course requirements:

(i) *Any part of the Claims and Litigation Management Alliance (CLM) Universal Claims Certification (UCC) professional designation: 19 hours of elective continuing education and 5 hours of the continuing education required under subsection (3).*

Section 23. Paragraph (b) of subsection (1) of section 626.8734, Florida Statutes, is amended to read:

626.8734 Nonresident all-lines adjuster license qualifications.—

(1) The department shall issue a license to an applicant for a nonresident all-lines adjuster license upon determining that the applicant has paid the applicable license fees required under s. 624.501 and:

(b) Has passed to the satisfaction of the department a written Florida all-lines adjuster examination of the scope prescribed in s. 626.241(6); however, the requirement for the examination does not apply to:

1. An applicant who is licensed as an all-lines adjuster in his or her home state if that state has entered into a reciprocal agreement with the department; ~~or~~

2. An applicant who is licensed as a nonresident all-lines adjuster in a state other than his or her home state and a reciprocal agreement with the appropriate official of the state of licensure has been entered into with the department; *or*

3. *An applicant who holds a certification set forth in s. 626.221(2)(j).*

Section 24. Section 626.9954, Florida Statutes, is amended to read:

626.9954 Disqualification from registration.—

(1) As used in this section, the terms “felony of the first degree” and “capital felony” include all felonies so designated by the laws of this state, as well as any felony so designated in the jurisdiction in which the plea is entered or judgment is rendered.

(2) An applicant who *has been found guilty of or has pleaded guilty or nolo contendere to the following crimes, regardless of adjudication, is permanently disqualified from registration under this part:* ~~commits~~

(a) A felony of the first degree;

(b) A capital felony;

(c) A felony involving money laundering; ~~fraud, or~~

(d) A felony embezzlement; or

(e) A felony directly related to the financial services business ~~is permanently barred from applying for registration under this part. This bar applies to convictions, guilty pleas, or nolo contendere pleas, regardless of adjudication, by an applicant.~~

(3) *An applicant who has been found guilty of or has pleaded guilty or nolo contendere to a crime For all other crimes not described in subsection (2), regardless of adjudication, is subject to the department may adopt rules establishing the process and application of disqualifying periods including:*

(a) A 15-year disqualifying period for all felonies involving moral turpitude which are not specifically included in subsection (2).

(b) A 7-year disqualifying period for all felonies not specifically included in subsection (2) or paragraph (a).

(c) A 7-year disqualifying period for all misdemeanors directly related to the financial services business.

(4) The department may adopt rules *to administer this section. The rules must provide for providing* additional disqualifying periods due to the commitment of multiple crimes and *may include* other factors reasonably related to the applicant’s criminal history. The rules must provide for mitigating and aggravating factors. However, mitigation may not result in a disqualifying period of less than 7 years and may not mitigate the disqualifying periods in paragraph (3)(b) or paragraph (3)(c).

(5) For purposes of this section, the disqualifying periods begin upon the applicant’s final release from supervision or upon completion of the applicant’s criminal sentence, ~~including the payment of fines, restitution, and court costs for the crime for which the disqualifying period applies. The department may not issue a registration to an applicant unless all related fines, court costs and fees, and court-ordered restitution have been paid.~~

(6) After the disqualifying period has ~~expired been met~~, the burden is on the applicant to demonstrate to the satisfaction of the department that he or she has been rehabilitated and does not pose a risk to the insurance-buying public and is otherwise qualified for registration.

(7) *Notwithstanding subsections (2) and (3), upon a grant of a pardon or the restoration of civil rights pursuant to chapter 940 and s. 8, Art. IV of the State Constitution with respect to a finding of guilt or a plea under subsection (2) or subsection (3), such finding or plea no longer bars or disqualifies the applicant from applying for registration under this part unless the clemency specifically excludes licensure or specifically excludes registration in the financial services business; however, a pardon or restoration of civil rights does not require the department to award such registration.*

(8)(7) Section 112.011 does not apply to an applicant for registration as a navigator.

Section 25. Paragraph (a) of subsection (3) of section 626.2815, Florida Statutes, is amended, and paragraph (j) is added to that subsection, to read:

626.2815 Continuing education requirements.—

(3) Each licensee except a title insurance agent must complete a 5-hour update course every 2 years which is specific to the license held by the licensee. The course must be developed and offered by providers and approved by the department. The content of the course must address all lines of insurance for which examination and licensure are required and include the following subject areas: insurance law updates, ethics for insurance professionals, disciplinary trends and case studies, industry trends, premium discounts, determining suitability of products and services, and other similar insurance-related topics the department determines are relevant to legally and ethically carrying out the responsibilities of the license granted. A licensee who holds multiple insurance licenses must complete an update course that is specific to at least one of the licenses held. Except as otherwise specified, any remaining required hours of continuing education are elective and may

consist of any continuing education course approved by the department under this section.

(a) Except as provided in paragraphs (b), (c), (d), (e), ~~and (i), and (j)~~, each licensee must also complete 19 hours of elective continuing education courses every 2 years.

(j) *For a licensee who is an active participant in an association, 2 hours of elective continuing education credit per calendar year may be approved by the department, if properly reported by the association.*

Section 26. Paragraph (n) of subsection (1) and subsection (2) of section 626.611, Florida Statutes, are amended to read:

626.611 Grounds for compulsory refusal, suspension, or revocation of agent's, title agency's, adjuster's, customer representative's, service representative's, or managing general agent's license or appointment.—

(1) The department shall deny an application for, suspend, revoke, or refuse to renew or continue the license or appointment of any applicant, agent, title agency, adjuster, customer representative, service representative, or managing general agent, and it shall suspend or revoke the eligibility to hold a license or appointment of any such person, if it finds that as to the applicant, licensee, or appointee any one or more of the following applicable grounds exist:

(n) Having been found guilty of or having pleaded guilty or nolo contendere to a felony or a crime punishable by imprisonment of 1 year or more under the law of the United States of America or of any state thereof or under the law of any other country ~~which involves moral turpitude~~, without regard to whether a judgment of conviction has been entered by the court having jurisdiction of such cases.

(2) The department shall, upon receipt of information or an indictment, immediately temporarily suspend a license or appointment issued under this chapter when the licensee is charged with a felony enumerated in s. 626.207(2) ~~s. 626.207(3)~~. Such suspension shall continue if the licensee is found guilty of, or pleads guilty or nolo contendere to, the crime, regardless of whether a judgment or conviction is entered, during a pending appeal. A person may not transact insurance business after suspension of his or her license or appointment.

Section 27. Subsection (8) of section 626.621, Florida Statutes, is amended, and a new subsection (15) is added to that section, to read:

626.621 Grounds for discretionary refusal, suspension, or revocation of agent's, adjuster's, customer representative's, service representative's, or managing general agent's license or appointment.—The department may, in its discretion, deny an application for, suspend, revoke, or refuse to renew or continue the license or appointment of any applicant, agent, adjuster, customer representative, service representative, or managing general agent, and it may suspend or revoke the eligibility to hold a license or appointment of any such person, if it finds that as to the applicant, licensee, or appointee any one or more of the following applicable grounds exist under circumstances for which such denial, suspension, revocation, or refusal is not mandatory under s. 626.611:

~~(8) Having been found guilty of or having pleaded guilty or nolo contendere to a felony or a crime punishable by imprisonment of 1 year or more under the law of the United States of America or of any state thereof or under the law of any other country, without regard to whether a judgment of conviction has been entered by the court having jurisdiction of such cases.~~

(15) *Denial, suspension, or revocation of, or any other adverse administrative action against, a license to practice or conduct any regulated profession, business, or vocation by this state, any other state, any nation, any possession or district of the United States, any court, or any lawful agency thereof.*

Section 28. Subsection (2) of section 626.7845, Florida Statutes, is amended to read:

626.7845 Prohibition against unlicensed transaction of life insurance.—

(2) Except as provided in s. 626.112(6), with respect to any line of authority specified in s. 626.015(12) ~~s. 626.015(10)~~, ~~an~~ ~~no~~ individual may not ~~shall~~, unless licensed as a life agent:

(a) Solicit insurance or annuities or procure applications;

(b) In this state, engage or hold himself or herself out as engaging in the business of analyzing or abstracting insurance policies or of counseling or advising or giving opinions to persons relative to insurance or insurance contracts, ~~unless the individual is other than:~~

1. ~~As~~ A consulting actuary advising ~~insurers~~ ~~an insurer~~; or

2. ~~An employee~~ ~~As to the counseling and advising~~ of a labor union, association, employer, or other business entity ~~labor unions, associations, trustees, employers, or other business entities~~, or the subsidiaries and affiliates of each, *who counsels and advises such entity or entities* relative to their interests and those of their members or employees under insurance benefit plans; or

3. *A trustee advising a settlor, a beneficiary, or a person regarding his or her interests in a trust, relative to insurance benefit plans; or*

(c) In this state, from this state, or with a resident of this state, offer or attempt to negotiate on behalf of another person a viatical settlement contract as defined in s. 626.9911.

Section 29. Section 626.8305, Florida Statutes, is amended to read:

626.8305 Prohibition against the unlicensed transaction of health insurance.—Except as provided in s. 626.112(6), with respect to any line of authority specified in s. 626.015(8) ~~s. 626.015(6)~~, ~~an~~ ~~no~~ individual may not ~~shall~~, unless licensed as a health agent:

(1) Solicit insurance or procure applications; or

(2) In this state, engage or hold himself or herself out as engaging in the business of analyzing or abstracting insurance policies or of counseling or advising or giving opinions to persons relative to insurance contracts, ~~unless the individual is other than:~~

(a) ~~As~~ A consulting actuary advising insurers; ~~or~~

(b) ~~An employee~~ ~~As to the counseling and advising~~ of a labor union, association, employer, or other business entity ~~labor unions, associations, trustees, employers, or other business entities~~, or the subsidiaries and affiliates of each, *who counsels and advises such entity or entities* relative to their interests and those of their members or employees under insurance benefit plans; or

(c) *A trustee advising a settlor, a beneficiary, or a person regarding his or her interests in a trust, relative to insurance benefit plans.*

Section 30. Subsection (1) of section 626.861, Florida Statutes, is amended to read:

626.861 Insurer's officers, insurer's employees, reciprocal insurer's representatives; adjustments by.—

(1) ~~This part may not~~ ~~Nothing in this part shall~~ be construed to prevent an executive officer of any insurer, ~~or~~ a regularly salaried employee of an insurer handling claims with respect to health insurance, *a regular employee of an insurer handling claims with respect to residential property when the sublimit coverage does not exceed \$500*, or the duly designated attorney or agent authorized and acting for subscribers to reciprocal insurers, from adjusting any claim loss or damage under any insurance contract of such insurer.

Section 31. Paragraph (c) of subsection (5) and subsection (6) of section 626.9543, Florida Statutes, are amended to read:

626.9543 Holocaust victims.—

(5) PROOF OF A CLAIM.—Any insurer doing business in this state, in receipt of a claim from a Holocaust victim or from a beneficiary, descendant, or heir of a Holocaust victim, shall:

(c) Permit claims irrespective of any statute of limitations or notice requirements imposed by any insurance policy issued, ~~provided the claim is submitted on or before July 1, 2018.~~

(6) STATUTE OF LIMITATIONS.—Notwithstanding any law or agreement among the parties to an insurance policy to the contrary, any action brought by Holocaust victims or by a beneficiary, heir, or a descendant of a Holocaust victim seeking proceeds of an insurance policy issued or in effect between 1920 and 1945, inclusive, ~~may shall~~ not be dismissed for failure to comply with the applicable statute of limitations or laches ~~provided the action is commenced on or before July 1, 2018.~~

Section 32. Section 633.516, Florida Statutes, is amended to read:

633.516 ~~Studies of Division to make study of firefighter employee occupational diseases of firefighters or persons in other fire-related fields.—The division may contract for studies, subject to the availability of funding, of shall make a continuous study of firefighter employee occupational diseases of firefighters or persons in other fire-related fields and the ways and means for the their control and prevention of such occupational diseases. When such a study or another study that is wholly or partly funded under an agreement, including a contract or grant, with the department tracks a disease of an individual firefighter or a person in another fire-related field, the division may, with associated security measures, release the confidential information, including a social security number, of that individual to a party who has entered into an agreement with the department and shall adopt rules necessary for such control and prevention. For this purpose, the division is authorized to cooperate with firefighter employers, firefighter employees, and insurers and with the Department of Health.~~

Section 33. Paragraph (a) of subsection (6) and subsection (7) of section 768.28, Florida Statutes, are amended to read:

768.28 Waiver of sovereign immunity in tort actions; recovery limits; limitation on attorney fees; statute of limitations; exclusions; indemnification; risk management programs.—

(6)(a) An action may not be instituted on a claim against the state or one of its agencies or subdivisions unless the claimant presents the claim in writing to the appropriate agency, and also, except as to any claim against a municipality, *county*, or the Florida Space Authority, presents such claim in writing to the Department of Financial Services, within 3 years after such claim accrues and the Department of Financial Services or the appropriate agency denies the claim in writing; except that, if:

1. Such claim is for contribution pursuant to s. 768.31, it must be so presented within 6 months after the judgment against the tortfeasor seeking contribution has become final by lapse of time for appeal or after appellate review or, if there is no such judgment, within 6 months after the tortfeasor seeking contribution has either discharged the common liability by payment or agreed, while the action is pending against her or him, to discharge the common liability; or

2. Such action is for wrongful death, the claimant must present the claim in writing to the Department of Financial Services within 2 years after the claim accrues.

(7) In actions brought pursuant to this section, process shall be served upon the head of the agency concerned and also, except as to a defendant municipality, *county*, or the Florida Space Authority, upon the Department of Financial Services; and the department or the agency concerned shall have 30 days within which to plead thereto.

Section 34. Subsections (3) and (4) and paragraph (e) of subsection (5) of section 288.706, Florida Statutes, are amended to read:

288.706 Florida Minority Business Loan Mobilization Program.—

(3) Notwithstanding ~~ss. 215.422(15) and 216.181(16) ss. 215.422(14) and 216.181(16)~~, and pursuant to s. 216.351, under the Florida Minority Business Loan Mobilization Program, a state agency may disburse up to 10 percent of the base contract award amount to assist a minority business enterprise vendor that is awarded a state agency contract for goods or services in obtaining working capital financing as provided in subsection (5).

(4) Notwithstanding ~~ss. 215.422(15) and 216.181(16) ss. 215.422(14) and 216.181(16)~~, and pursuant to s. 216.351, in lieu of applying for participation in the Florida Minority Business Loan Mobilization Program, a minority business enterprise vendor awarded a state agency contract for the performance of professional services may apply with that contracting state agency for up to 5 percent of the base contract award amount. The contracting state agency may award such advance in order to facilitate the performance of that contract.

(5) The following Florida Minority Business Loan Mobilization Program procedures apply to minority business enterprise vendors for contracts awarded by a state agency for construction or professional services or for the provision of goods or services:

(e) The following procedures shall apply when the minority business enterprise is the prime contract vendor to the contracting state agency:

1. Pursuant to s. 216.351, ~~ss. 215.422(15) and 216.181(16) the provisions of ss. 215.422(14) and 216.181(16)~~ do not apply to this paragraph.

2. For construction contracts, the designated loan mobilization payment shall be disbursed when:

a. The minority business enterprise prime contract vendor requests disbursement in the first application for payment.

b. The contracting state agency has issued a notice to proceed and has approved the first application for payment.

3. For contracts other than construction contracts, the designated loan mobilization payment shall be disbursed when:

a. The minority business enterprise prime contract vendor requests disbursement by letter delivered to the contracting state agency after the execution of the contract but prior to the commencement of work.

b. The contracting state agency has approved the minority business enterprise prime contract vendor's letter of request.

4. The designated loan mobilization payment may be paid by the contracting state agency prior to the commencement of work. In order to ensure that the contract time provisions do not commence until the minority business enterprise prime contract vendor has adequate working capital, the contract documents may provide that the contract shall commence at such time as the contracting state agency releases the designated loan mobilization payment to the minority business enterprise prime contract vendor and participating financial institution pursuant to the working capital agreement.

Section 35. Section 626.7315, Florida Statutes, is amended to read:

626.7315 Prohibition against the unlicensed transaction of general lines insurance.—With respect to any line of authority as defined in s. 626.015(7) ~~s. 626.015(5)~~, no individual shall, unless licensed as a general lines agent:

(1) Solicit insurance or procure applications therefor;

(2) In this state, receive or issue a receipt for any money on account of or for any insurer, or receive or issue a receipt for money from other persons to be transmitted to any insurer for a policy, contract, or certificate of insurance or any renewal thereof, even though the policy, certificate, or contract is not signed by him or her as agent or representative of the insurer, except as provided in s. 626.0428(1);

(3) Directly or indirectly represent himself or herself to be an agent of any insurer or as an agent, to collect or forward any insurance premium, or to solicit, negotiate, effect, procure, receive, deliver, or forward, directly or indirectly, any insurance contract or renewal thereof or any endorsement relating to an insurance contract, or attempt to effect the same, of property or insurable business activities or interests, located in this state;

(4) In this state, engage or hold himself or herself out as engaging in the business of analyzing or abstracting insurance policies or of counseling or advising or giving opinions, other than as a licensed attorney at law, relative to insurance or insurance contracts, for fee, commission, or other compensation, other than as a salaried bona fide full-time

employee so counseling and advising his or her employer relative to the insurance interests of the employer and of the subsidiaries or business affiliates of the employer;

(5) In any way, directly or indirectly, make or cause to be made, or attempt to make or cause to be made, any contract of insurance for or on account of any insurer;

(6) Solicit, negotiate, or in any way, directly or indirectly, effect insurance contracts, if a member of a partnership or association, or a stockholder, officer, or agent of a corporation which holds an agency appointment from any insurer; or

(7) Receive or transmit applications for suretyship, or receive for delivery bonds founded on applications forwarded from this state, or otherwise procure suretyship to be effected by a surety insurer upon the bonds of persons in this state or upon bonds given to persons in this state.

Section 36. Paragraph (c) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(c) The corporation's plan of operation:

1. Must provide for adoption of residential property and casualty insurance policy forms and commercial residential and nonresidential property insurance forms, which must be approved by the office before use. The corporation shall adopt the following policy forms:

a. Standard personal lines policy forms that are comprehensive multiperil policies providing full coverage of a residential property equivalent to the coverage provided in the private insurance market under an HO-3, HO-4, or HO-6 policy.

b. Basic personal lines policy forms that are policies similar to an HO-8 policy or a dwelling fire policy that provide coverage meeting the requirements of the secondary mortgage market, but which is more limited than the coverage under a standard policy.

c. Commercial lines residential and nonresidential policy forms that are generally similar to the basic perils of full coverage obtainable for commercial residential structures and commercial nonresidential structures in the admitted voluntary market.

d. Personal lines and commercial lines residential property insurance forms that cover the peril of wind only. The forms are applicable only to residential properties located in areas eligible for coverage under the coastal account referred to in sub-subparagraph (b)2.a.

e. Commercial lines nonresidential property insurance forms that cover the peril of wind only. The forms are applicable only to non-residential properties located in areas eligible for coverage under the coastal account referred to in sub-subparagraph (b)2.a.

f. The corporation may adopt variations of the policy forms listed in sub-subparagraphs a.-e. which contain more restrictive coverage.

g. Effective January 1, 2013, the corporation shall offer a basic personal lines policy similar to an HO-8 policy with dwelling repair based on common construction materials and methods.

2. Must provide that the corporation adopt a program in which the corporation and authorized insurers enter into quota share primary insurance agreements for hurricane coverage, as defined in s. 627.4025(2)(a), for eligible risks, and adopt property insurance forms for eligible risks which cover the peril of wind only.

a. As used in this subsection, the term:

(I) "Quota share primary insurance" means an arrangement in which the primary hurricane coverage of an eligible risk is provided in specified percentages by the corporation and an authorized insurer. The corporation and authorized insurer are each solely responsible for a specified percentage of hurricane coverage of an eligible risk as set forth in a quota share primary insurance agreement between the corporation

and an authorized insurer and the insurance contract. The responsibility of the corporation or authorized insurer to pay its specified percentage of hurricane losses of an eligible risk, as set forth in the agreement, may not be altered by the inability of the other party to pay its specified percentage of losses. Eligible risks that are provided hurricane coverage through a quota share primary insurance arrangement must be provided policy forms that set forth the obligations of the corporation and authorized insurer under the arrangement, clearly specify the percentages of quota share primary insurance provided by the corporation and authorized insurer, and conspicuously and clearly state that the authorized insurer and the corporation may not be held responsible beyond their specified percentage of coverage of hurricane losses.

(II) "Eligible risks" means personal lines residential and commercial lines residential risks that meet the underwriting criteria of the corporation and are located in areas that were eligible for coverage by the Florida Windstorm Underwriting Association on January 1, 2002.

b. The corporation may enter into quota share primary insurance agreements with authorized insurers at corporation coverage levels of 90 percent and 50 percent.

c. If the corporation determines that additional coverage levels are necessary to maximize participation in quota share primary insurance agreements by authorized insurers, the corporation may establish additional coverage levels. However, the corporation's quota share primary insurance coverage level may not exceed 90 percent.

d. Any quota share primary insurance agreement entered into between an authorized insurer and the corporation must provide for a uniform specified percentage of coverage of hurricane losses, by county or territory as set forth by the corporation board, for all eligible risks of the authorized insurer covered under the agreement.

e. Any quota share primary insurance agreement entered into between an authorized insurer and the corporation is subject to review and approval by the office. However, such agreement shall be authorized only as to insurance contracts entered into between an authorized insurer and an insured who is already insured by the corporation for wind coverage.

f. For all eligible risks covered under quota share primary insurance agreements, the exposure and coverage levels for both the corporation and authorized insurers shall be reported by the corporation to the Florida Hurricane Catastrophe Fund. For all policies of eligible risks covered under such agreements, the corporation and the authorized insurer must maintain complete and accurate records for the purpose of exposure and loss reimbursement audits as required by fund rules. The corporation and the authorized insurer shall each maintain duplicate copies of policy declaration pages and supporting claims documents.

g. The corporation board shall establish in its plan of operation standards for quota share agreements which ensure that there is no discriminatory application among insurers as to the terms of the agreements, pricing of the agreements, incentive provisions if any, and consideration paid for servicing policies or adjusting claims.

h. The quota share primary insurance agreement between the corporation and an authorized insurer must set forth the specific terms under which coverage is provided, including, but not limited to, the sale and servicing of policies issued under the agreement by the insurance agent of the authorized insurer producing the business, the reporting of information concerning eligible risks, the payment of premium to the corporation, and arrangements for the adjustment and payment of hurricane claims incurred on eligible risks by the claims adjuster and personnel of the authorized insurer. Entering into a quota sharing insurance agreement between the corporation and an authorized insurer is voluntary and at the discretion of the authorized insurer.

3. May provide that the corporation may employ or otherwise contract with individuals or other entities to provide administrative or professional services that may be appropriate to effectuate the plan. The corporation may borrow funds by issuing bonds or by incurring other indebtedness, and shall have other powers reasonably necessary to effectuate the requirements of this subsection, including, without limitation, the power to issue bonds and incur other indebtedness in order to refinance outstanding bonds or other indebtedness. The cor-

poration may seek judicial validation of its bonds or other indebtedness under chapter 75. The corporation may issue bonds or incur other indebtedness, or have bonds issued on its behalf by a unit of local government pursuant to subparagraph (q)2. in the absence of a hurricane or other weather-related event, upon a determination by the corporation, subject to approval by the office, that such action would enable it to efficiently meet the financial obligations of the corporation and that such financings are reasonably necessary to effectuate the requirements of this subsection. The corporation may take all actions needed to facilitate tax-free status for such bonds or indebtedness, including formation of trusts or other affiliated entities. The corporation may pledge assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as security for bonds or other indebtedness. In recognition of s. 10, Art. I of the State Constitution, prohibiting the impairment of obligations of contracts, it is the intent of the Legislature that no action be taken whose purpose is to impair any bond indenture or financing agreement or any revenue source committed by contract to such bond or other indebtedness.

4. Must require that the corporation operate subject to the supervision and approval of a board of governors consisting of nine individuals who are residents of this state and who are from different geographical areas of the state, one of whom is appointed by the Governor and serves solely to advocate on behalf of the consumer. The appointment of a consumer representative by the Governor is deemed to be within the scope of the exemption provided in s. 112.313(7)(b) and is in addition to the appointments authorized under sub-subparagraph a.

a. The Governor, the Chief Financial Officer, the President of the Senate, and the Speaker of the House of Representatives shall each appoint two members of the board. At least one of the two members appointed by each appointing officer must have demonstrated expertise in insurance and be deemed to be within the scope of the exemption provided in s. 112.313(7)(b). The Chief Financial Officer shall designate one of the appointees as chair. All board members serve at the pleasure of the appointing officer. All members of the board are subject to removal at will by the officers who appointed them. All board members, including the chair, must be appointed to serve for 3-year terms beginning annually on a date designated by the plan. However, for the first term beginning on or after July 1, 2009, each appointing officer shall appoint one member of the board for a 2-year term and one member for a 3-year term. A board vacancy shall be filled for the unexpired term by the appointing officer. The Chief Financial Officer shall appoint a technical advisory group to provide information and advice to the board in connection with the board's duties under this subsection. The executive director and senior managers of the corporation shall be engaged by the board and serve at the pleasure of the board. Any executive director appointed on or after July 1, 2006, is subject to confirmation by the Senate. The executive director is responsible for employing other staff as the corporation may require, subject to review and concurrence by the board.

b. The board shall create a Market Accountability Advisory Committee to assist the corporation in developing awareness of its rates and its customer and agent service levels in relationship to the voluntary market insurers writing similar coverage.

(I) The members of the advisory committee consist of the following 11 persons, one of whom must be elected chair by the members of the committee: four representatives, one appointed by the Florida Association of Insurance Agents, one by the Florida Association of Insurance and Financial Advisors, one by the Professional Insurance Agents of Florida, and one by the Latin American Association of Insurance Agencies; three representatives appointed by the insurers with the three highest voluntary market share of residential property insurance business in the state; one representative from the Office of Insurance Regulation; one consumer appointed by the board who is insured by the corporation at the time of appointment to the committee; one representative appointed by the Florida Association of Realtors; and one representative appointed by the Florida Bankers Association. All members shall be appointed to 3-year terms and may serve for consecutive terms.

(II) The committee shall report to the corporation at each board meeting on insurance market issues which may include rates and rate competition with the voluntary market; service, including policy issu-

ance, claims processing, and general responsiveness to policyholders, applicants, and agents; and matters relating to depopulation.

5. Must provide a procedure for determining the eligibility of a risk for coverage, as follows:

a. Subject to s. 627.3517, with respect to personal lines residential risks, if the risk is offered coverage from an authorized insurer at the insurer's approved rate under a standard policy including wind coverage or, if consistent with the insurer's underwriting rules as filed with the office, a basic policy including wind coverage, for a new application to the corporation for coverage, the risk is not eligible for any policy issued by the corporation unless the premium for coverage from the authorized insurer is more than 15 percent greater than the premium for comparable coverage from the corporation. Whenever an offer of coverage for a personal lines residential risk is received for a policyholder of the corporation at renewal from an authorized insurer, if the offer is equal to or less than the corporation's renewal premium for comparable coverage, the risk is not eligible for coverage with the corporation. If the risk is not able to obtain such offer, the risk is eligible for a standard policy including wind coverage or a basic policy including wind coverage issued by the corporation; however, if the risk could not be insured under a standard policy including wind coverage regardless of market conditions, the risk is eligible for a basic policy including wind coverage unless rejected under subparagraph 8. However, a policyholder removed from the corporation through an assumption agreement remains eligible for coverage from the corporation until the end of the assumption period. The corporation shall determine the type of policy to be provided on the basis of objective standards specified in the underwriting manual and based on generally accepted underwriting practices.

(I) If the risk accepts an offer of coverage through the market assistance plan or through a mechanism established by the corporation other than a plan established by s. 627.3518, before a policy is issued to the risk by the corporation or during the first 30 days of coverage by the corporation, and the producing agent who submitted the application to the plan or to the corporation is not currently appointed by the insurer, the insurer shall:

(A) Pay to the producing agent of record of the policy for the first year, an amount that is the greater of the insurer's usual and customary commission for the type of policy written or a fee equal to the usual and customary commission of the corporation; or

(B) Offer to allow the producing agent of record of the policy to continue servicing the policy for at least 1 year and offer to pay the agent the greater of the insurer's or the corporation's usual and customary commission for the type of policy written.

If the producing agent is unwilling or unable to accept appointment, the new insurer shall pay the agent in accordance with sub-sub-sub-sub-paragraph (A).

(II) If the corporation enters into a contractual agreement for a take-out plan, the producing agent of record of the corporation policy is entitled to retain any unearned commission on the policy, and the insurer shall:

(A) Pay to the producing agent of record, for the first year, an amount that is the greater of the insurer's usual and customary commission for the type of policy written or a fee equal to the usual and customary commission of the corporation; or

(B) Offer to allow the producing agent of record to continue servicing the policy for at least 1 year and offer to pay the agent the greater of the insurer's or the corporation's usual and customary commission for the type of policy written.

If the producing agent is unwilling or unable to accept appointment, the new insurer shall pay the agent in accordance with sub-sub-sub-sub-paragraph (A).

b. With respect to commercial lines residential risks, for a new application to the corporation for coverage, if the risk is offered coverage under a policy including wind coverage from an authorized insurer at its approved rate, the risk is not eligible for a policy issued by the corporation unless the premium for coverage from the authorized insurer is

more than 15 percent greater than the premium for comparable coverage from the corporation. Whenever an offer of coverage for a commercial lines residential risk is received for a policyholder of the corporation at renewal from an authorized insurer, if the offer is equal to or less than the corporation's renewal premium for comparable coverage, the risk is not eligible for coverage with the corporation. If the risk is not able to obtain any such offer, the risk is eligible for a policy including wind coverage issued by the corporation. However, a policyholder removed from the corporation through an assumption agreement remains eligible for coverage from the corporation until the end of the assumption period.

(I) If the risk accepts an offer of coverage through the market assistance plan or through a mechanism established by the corporation other than a plan established by s. 627.3518, before a policy is issued to the risk by the corporation or during the first 30 days of coverage by the corporation, and the producing agent who submitted the application to the plan or the corporation is not currently appointed by the insurer, the insurer shall:

(A) Pay to the producing agent of record of the policy, for the first year, an amount that is the greater of the insurer's usual and customary commission for the type of policy written or a fee equal to the usual and customary commission of the corporation; or

(B) Offer to allow the producing agent of record of the policy to continue servicing the policy for at least 1 year and offer to pay the agent the greater of the insurer's or the corporation's usual and customary commission for the type of policy written.

If the producing agent is unwilling or unable to accept appointment, the new insurer shall pay the agent in accordance with sub-sub-sub-sub-paragraph (A).

(II) If the corporation enters into a contractual agreement for a take-out plan, the producing agent of record of the corporation policy is entitled to retain any unearned commission on the policy, and the insurer shall:

(A) Pay to the producing agent of record, for the first year, an amount that is the greater of the insurer's usual and customary commission for the type of policy written or a fee equal to the usual and customary commission of the corporation; or

(B) Offer to allow the producing agent of record to continue servicing the policy for at least 1 year and offer to pay the agent the greater of the insurer's or the corporation's usual and customary commission for the type of policy written.

If the producing agent is unwilling or unable to accept appointment, the new insurer shall pay the agent in accordance with sub-sub-sub-sub-paragraph (A).

c. For purposes of determining comparable coverage under sub-subparagraphs a. and b., the comparison must be based on those forms and coverages that are reasonably comparable. The corporation may rely on a determination of comparable coverage and premium made by the producing agent who submits the application to the corporation, made in the agent's capacity as the corporation's agent. A comparison may be made solely of the premium with respect to the main building or structure only on the following basis: the same coverage A or other building limits; the same percentage hurricane deductible that applies on an annual basis or that applies to each hurricane for commercial residential property; the same percentage of ordinance and law coverage, if the same limit is offered by both the corporation and the authorized insurer; the same mitigation credits, to the extent the same types of credits are offered both by the corporation and the authorized insurer; the same method for loss payment, such as replacement cost or actual cash value, if the same method is offered both by the corporation and the authorized insurer in accordance with underwriting rules; and any other form or coverage that is reasonably comparable as determined by the board. If an application is submitted to the corporation for wind-only coverage in the coastal account, the premium for the corporation's wind-only policy plus the premium for the ex-wind policy that is offered by an authorized insurer to the applicant must be compared to the premium for multiperil coverage offered by an authorized insurer, subject to the standards for comparison specified in this subparagraph. If the corporation or the applicant requests from the authorized insurer

a breakdown of the premium of the offer by types of coverage so that a comparison may be made by the corporation or its agent and the authorized insurer refuses or is unable to provide such information, the corporation may treat the offer as not being an offer of coverage from an authorized insurer at the insurer's approved rate.

6. Must include rules for classifications of risks and rates.

7. Must provide that if premium and investment income for an account attributable to a particular calendar year are in excess of projected losses and expenses for the account attributable to that year, such excess shall be held in surplus in the account. Such surplus must be available to defray deficits in that account as to future years and used for that purpose before assessing assessable insurers and assessable insureds as to any calendar year.

8. Must provide objective criteria and procedures to be uniformly applied to all applicants in determining whether an individual risk is so hazardous as to be uninsurable. In making this determination and in establishing the criteria and procedures, the following must be considered:

a. Whether the likelihood of a loss for the individual risk is substantially higher than for other risks of the same class; and

b. Whether the uncertainty associated with the individual risk is such that an appropriate premium cannot be determined.

The acceptance or rejection of a risk by the corporation shall be construed as the private placement of insurance, and the provisions of chapter 120 do not apply.

9. Must provide that the corporation make its best efforts to procure catastrophe reinsurance at reasonable rates, to cover its projected 100-year probable maximum loss as determined by the board of governors.

10. The policies issued by the corporation must provide that if the corporation or the market assistance plan obtains an offer from an authorized insurer to cover the risk at its approved rates, the risk is no longer eligible for renewal through the corporation, except as otherwise provided in this subsection.

11. Corporation policies and applications must include a notice that the corporation policy could, under this section, be replaced with a policy issued by an authorized insurer which does not provide coverage identical to the coverage provided by the corporation. The notice must also specify that acceptance of corporation coverage creates a conclusive presumption that the applicant or policyholder is aware of this potential.

12. May establish, subject to approval by the office, different eligibility requirements and operational procedures for any line or type of coverage for any specified county or area if the board determines that such changes are justified due to the voluntary market being sufficiently stable and competitive in such area or for such line or type of coverage and that consumers who, in good faith, are unable to obtain insurance through the voluntary market through ordinary methods continue to have access to coverage from the corporation. If coverage is sought in connection with a real property transfer, the requirements and procedures may not provide an effective date of coverage later than the date of the closing of the transfer as established by the transferor, the transferee, and, if applicable, the lender.

13. Must provide that, with respect to the coastal account, any assessable insurer with a surplus as to policyholders of \$25 million or less writing 25 percent or more of its total countrywide property insurance premiums in this state may petition the office, within the first 90 days of each calendar year, to qualify as a limited apportionment company. A regular assessment levied by the corporation on a limited apportionment company for a deficit incurred by the corporation for the coastal account may be paid to the corporation on a monthly basis as the assessments are collected by the limited apportionment company from its insureds, but a limited apportionment company must begin collecting the regular assessments not later than 90 days after the regular assessments are levied by the corporation, and the regular assessments must be paid in full within 15 months after being levied by the corporation. A limited apportionment company shall collect from its policyholders any emergency assessment imposed under sub-sub-

paragraph (b)3.d. The plan must provide that, if the office determines that any regular assessment will result in an impairment of the surplus of a limited apportionment company, the office may direct that all or part of such assessment be deferred as provided in subparagraph (q)4. However, an emergency assessment to be collected from policyholders under sub-subparagraph (b)3.d. may not be limited or deferred.

14. Must provide that the corporation appoint as its licensed agents only those agents who throughout such appointments also hold an appointment as defined in s. 626.015 ~~s. 626.015(3)~~ by an insurer who is authorized to write and is actually writing or renewing personal lines residential property coverage, commercial residential property coverage, or commercial nonresidential property coverage within the state.

15. Must provide a premium payment plan option to its policyholders which, at a minimum, allows for quarterly and semiannual payment of premiums. A monthly payment plan may, but is not required to, be offered.

16. Must limit coverage on mobile homes or manufactured homes built before 1994 to actual cash value of the dwelling rather than replacement costs of the dwelling.

17. Must provide coverage for manufactured or mobile home dwellings. Such coverage must also include the following attached structures:

a. Screened enclosures that are aluminum framed or screened enclosures that are not covered by the same or substantially the same materials as those of the primary dwelling;

b. Carports that are aluminum or carports that are not covered by the same or substantially the same materials as those of the primary dwelling; and

c. Patios that have a roof covering that is constructed of materials that are not the same or substantially the same materials as those of the primary dwelling.

The corporation shall make available a policy for mobile homes or manufactured homes for a minimum insured value of at least \$3,000.

18. May provide such limits of coverage as the board determines, consistent with the requirements of this subsection.

19. May require commercial property to meet specified hurricane mitigation construction features as a condition of eligibility for coverage.

20. Must provide that new or renewal policies issued by the corporation on or after January 1, 2012, which cover sinkhole loss do not include coverage for any loss to appurtenant structures, driveways, sidewalks, decks, or patios that are directly or indirectly caused by sinkhole activity. The corporation shall exclude such coverage using a notice of coverage change, which may be included with the policy renewal, and not by issuance of a notice of nonrenewal of the excluded coverage upon renewal of the current policy.

21. As of January 1, 2012, must require that the agent obtain from an applicant for coverage from the corporation an acknowledgment signed by the applicant, which includes, at a minimum, the following statement:

**ACKNOWLEDGMENT OF POTENTIAL SURCHARGE
AND ASSESSMENT LIABILITY:**

1. AS A POLICYHOLDER OF CITIZENS PROPERTY INSURANCE CORPORATION, I UNDERSTAND THAT IF THE CORPORATION SUSTAINS A DEFICIT AS A RESULT OF HURRICANE LOSSES OR FOR ANY OTHER REASON, MY POLICY COULD BE SUBJECT TO SURCHARGES, WHICH WILL BE DUE AND PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE POLICY, AND THAT THE SURCHARGES COULD BE AS HIGH AS 45 PERCENT OF MY PREMIUM, OR A DIFFERENT AMOUNT AS IMPOSED BY THE FLORIDA LEGISLATURE.

2. I UNDERSTAND THAT I CAN AVOID THE CITIZENS POLICYHOLDER SURCHARGE, WHICH COULD BE AS HIGH AS 45 PERCENT OF MY PREMIUM, BY OBTAINING COVERAGE FROM A

PRIVATE MARKET INSURER AND THAT TO BE ELIGIBLE FOR COVERAGE BY CITIZENS, I MUST FIRST TRY TO OBTAIN PRIVATE MARKET COVERAGE BEFORE APPLYING FOR OR RENEWING COVERAGE WITH CITIZENS. I UNDERSTAND THAT PRIVATE MARKET INSURANCE RATES ARE REGULATED AND APPROVED BY THE STATE.

3. I UNDERSTAND THAT I MAY BE SUBJECT TO EMERGENCY ASSESSMENTS TO THE SAME EXTENT AS POLICYHOLDERS OF OTHER INSURANCE COMPANIES, OR A DIFFERENT AMOUNT AS IMPOSED BY THE FLORIDA LEGISLATURE.

4. I ALSO UNDERSTAND THAT CITIZENS PROPERTY INSURANCE CORPORATION IS NOT SUPPORTED BY THE FULL FAITH AND CREDIT OF THE STATE OF FLORIDA.

a. The corporation shall maintain, in electronic format or otherwise, a copy of the applicant's signed acknowledgment and provide a copy of the statement to the policyholder as part of the first renewal after the effective date of this subparagraph.

b. The signed acknowledgment form creates a conclusive presumption that the policyholder understood and accepted his or her potential surcharge and assessment liability as a policyholder of the corporation.

Section 37. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; requiring the Department of Financial Services to adopt rules; authorizing the inspection of certain boilers by authorized inspection agencies; amending s. 554.103, F.S.; requiring, rather than authorizing, the department to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler that is placed in use after a specified date; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising the boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by

the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler insurance company or authorized inspection agency that fails to conduct certain inspections; providing an exception; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term "applicant"; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; providing an exception from an examination requirement for an all-lines adjuster license applicant with a specified designation; amending s. 626.2815, F.S.; specifying the education hours that may be completed to meet continuing education requirements for such a designation; amending s. 626.8734, F.S.; providing an exception from an examination requirement for nonresident all-lines adjuster license applicants who hold certain certifications; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing an exception from a certain continuing education requirement for such licensees; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities' licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department's discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 925**, as amended, was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Galvano, the rules were waived and **CS for SB 8** was withdrawn from further consideration.

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

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 Wednesday, May 3, 2017.

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 Tuesday, May 2, 2017: CS for CS for CS for SB 498, CS for CS for CS for SB 346, CS for SB 50, CS for SB 46, CS for SB 42, SB 720, CS for CS for SB 986, SB 1056, CS for CS for CS for SB 150, SB 464, CS for CS for SB 420, CS for SB 294, CS for CS for SB 736, CS for CS for CS for SB 738, CS for CS for SB 730, CS for CS for CS for SB 588, CS for CS for SB 790, CS for CS for SB 744, CS for SB 1526, CS for SB's 1318 and 1454, CS for CS for SB 1210, SB 1408, CS for SB 7018, SB 898, CS for CS for SB 830, CS for CS for SB 876, SB 7028, CS for SB 850, CS for CS for SB 802, CS for SB 1582.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends the following pass: HB 7109 with 1 amendment

The bill was placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 860; CS for SB 902; CS for SB 1314

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Regulated Industries; and Community Affairs; and Senators Brandes and Lee—

CS for CS for CS for SB 860—A bill to be entitled An act relating to building code administrators and inspectors; amending s. 468.603, F.S.; revising definitions; amending s. 468.609, F.S.; revising eligibility requirements for the examination for certification as a building code inspector or plans examiner to include an internship certification program; removing an eligibility condition from provisions related to provisional certificates; requiring the Florida Building Code Administrators and Inspectors Board to establish rules; amending s. 468.617, F.S.; authorizing specified entities to contract for the provision of building code administrator and building official services; amending s. 553.791, F.S.; conforming provisions to changes made by the act; revising a definition; amending ss. 471.045 and 481.222; conforming cross-references; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Simmons—

CS for CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; defining the term “inactive”; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student’s account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Grimsley and Mayfield—

CS for CS for SB 1314—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education’s duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department’s duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation; specifying that certain actions of a private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1002.41, F.S.; prohibiting a district school board from requiring any additional information or verification from a home education program parent under certain circumstances; prohibiting a school district from taking certain actions against a home education program student’s parent unless such action is required for a school district program or service; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child’s age from children enrolled in specified schools and programs; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Education; and Senator Simmons—

CS for CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; defining the term “inactive”; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student’s account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

—was placed on the Calendar.

By the Committees on Appropriations; and Education; and Senators Grimsley and Mayfield—

CS for CS for SB 1314—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education’s duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department’s duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation;

specifying that certain actions of a private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1002.41, F.S.; prohibiting a district school board from requiring any additional information or verification from a home education program parent under certain circumstances; prohibiting a school district from taking certain actions against a home education program student’s parent unless such action is required for a school district program or service; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child’s age from children enrolled in specified schools and programs; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 193 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Cortes, B., Daniels, Ingoglia—

CS for HB 193—A bill to be entitled An act relating to towing and storage fees; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties and municipalities from enacting certain ordinances or rules to impose a fee or charge on wrecker operators or vehicle storage companies; providing exceptions; amending s. 323.002, F.S.; prohibiting counties and municipalities from imposing additional charges, costs, expenses, fines, fees, or penalties on a registered owner or lienholder of a vehicle; providing an exception; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 265, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By PreK-12 Quality Subcommittee and Representative(s) Porter, Williams, Albritton, Antone, Caldwell, Clemons, Combee, Davis, Donalds, Fischer, Geller, Grant, J., Gruters, Harrell, Jenne, Jones, Masullo, Plasencia, Ponder, Russell, Santiago, Silvers, Slosberg—

CS for HB 265—A bill to be entitled An act relating to computer coding instruction; amending s. 1007.01, F.S.; requiring the Articulation Coordinating Committee to develop recommendations related to computer science instruction; providing requirements for such recommendations; requiring the committee to report its findings and recommendations to the Board of Governors of the State University System, the State Board of Education, and the Legislature by a specified date; providing for future expiration of certain committee duties; amending s. 1007.2616, F.S.; requiring the Commissioner of Education to include certain courses in the Course Code Directory; requiring a school district to notify students if enrolled in any such courses; requiring the Department of Education to annually report certain information to the Board of Governors and the Legislature; requiring the State Board of Education, in consultation with the Board of Governors and school districts, to develop strategies relating to computer science educator certification requirements and teacher recruitment; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 361 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Santiago—

CS for CS for HB 361—A bill to be entitled An act relating to bail bonds; amending s. 903.045, F.S.; revising legislative intent concerning the obligations of a bail bond agent; revising the commitments and obligations of a bail bond agent; revising the circumstances that constitute a breach by the bail bond agent; amending s. 903.26, F.S.; revising the circumstances under which a surety bond deposited as bail must be forfeited; revising the circumstances that require a forfeiture to be discharged; amending s. 903.31, F.S.; specifying that certain provisions concerning cancellation of a bond do not apply if the bond is forfeited within a specified period after it has been posted; providing that an original appearance bond does not guarantee placement in a court-ordered program; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; Criminal Justice; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 369 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Plakon—

CS for CS for HB 369—A bill to be entitled An act relating to public records; amending s. 901.40, F.S.; creating an exemption from public records requirements for the personal identifying information of adults who participate in a civil citation or prearrest diversion program; providing applicability; providing retroactive application; providing for future review and repeal of the exemption; providing a statement of public necessity; amending s. 943.0586, F.S.; providing applicability for the administrative sealing of specified criminal history records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing effective dates.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; Appropriations; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 653, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Civil Justice & Claims Subcommittee, Careers & Competition Subcommittee and Representative(s) Moraitis—

CS for CS for CS for HB 653—A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to adopt rules governing such signs or symbols; providing for enforcement; providing penalties; amending s. 718.111, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penal-

ties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member's authorized representative; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; revising reporting requirements; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing a directive to the Department of Business and Professional Regulation; revising reporting requirements; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; revising legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the amount of time to consider a plan of termination under certain conditions; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; authorizing an association to adopt rules for posting certain notices on a website; amending s. 719.107, F.S.; specifying certain services which are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; revising financial reporting requirements; authorizing an association to adopt rules for posting certain notices on a website; amending s. 720.306, F.S.; revising elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 693 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee and Representative(s) Alexander, Daniels—

CS for HB 693—A bill to be entitled An act relating to fraudulently obtaining or retaining personal property or equipment; amending s. 812.155, F.S.; revising the threshold amounts for certain offenses relating to hiring, leasing, or obtaining personal property or equipment with the intent to defraud and failing to return hired or leased personal property or equipment; providing an effective date.

—was referred to the Committees on Judiciary; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 735, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Edwards—

CS for CS for CS for HB 735—A bill to be entitled An act relating to real property; amending ss. 125.022 and 166.033, F.S.; deleting provisions specifying that a county or municipality is not prohibited from providing information to an applicant regarding other state or federal permits that may apply under certain circumstances; specifying that the imposition of certain restrictions or covenants against real property does not preclude a county or municipality from exercising its police power to later amend, release, or terminate such restrictions or covenants; prohibiting a county or municipality from delegating its police power to a third party by restriction, covenant, or otherwise; creating s. 163.035, F.S.; prohibiting local governments from promulgating, adopting, or enforcing an ordinance or regulation that purports to establish a common law customary use of property; providing construction; creating s. 702.12, F.S.; authorizing certain lienholders to use certain documents as an admission in an action to foreclose a mortgage against real property; providing that submission of certain documents in a foreclosure action creates certain presumptions; authorizing a lienholder to make a request for judicial notice; providing construction; providing applicability; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.04, F.S.; providing that a marketable title to real property is free and clear of all covenants or restrictions, the existence of which depends upon any act, title transaction, event, zoning requirement, building or development permit, or omission that occurred before the effective date of the root of title; providing for construction; providing applicability; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in real property and other rights; authorizing a property owners' association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions affecting real property are preserved; requiring a two-thirds approval of the affected parcel owners of a property owners' association for the preservation of covenants and restrictions; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice regarding real property from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners' association to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; providing for future repeal; amending s. 720.303, F.S.; requiring a homeowners association board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.;

providing recording requirements for an association; providing a document form for recording by an association to preserve certain covenants or restrictions affecting real property; providing that failure to file one or more notices does not affect the validity or enforceability of a covenant or restriction or alter the time before extinguishment under certain circumstances; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403 and 720.404, F.S.; conforming provisions to changes made by the act; amending s. 720.405, F.S.; increasing the percentage of affected parcel owners required for revitalization of covenants and restrictions of a property owners' association; amending s. 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1007, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Raschein, Diamond, Stevenson—

CS for CS for CS for HB 1007—A bill to be entitled An act relating to insurer anti-fraud efforts; reordering and amending s. 626.9891, F.S.; providing and revising definitions; requiring every insurer to designate at least one primary anti-fraud employee for certain purposes; requiring insurers to adopt an anti-fraud plan; revising insurer requirements in providing anti-fraud information to the Department of Financial Services; requiring specified information to be filed annually with the department; revising the information to be provided by insurers who write workers' compensation insurance; requiring each insurer to provide annual anti-fraud education and training; requiring insurers who submit an application for a certificate of authority after a specified date to comply with the section; providing penalties for failure to comply with requirements of the section; requiring rulemaking in certain cases; creating s. 626.9896, F.S.; requiring certain state attorneys to submit data; requiring the Division of Investigative and Forensic Services to provide an annual report to the Executive Office of the Governor, the Speaker of the House of Representatives, and the President of the Senate; amending s. 641.221, F.S.; requiring a health maintenance organization authorized to exclusively market, sell, or offer to sell Medicare Advantage plans in this state to meet certain criteria to maintain eligibility for a certificate of authority; authorizing the Office of Insurance Regulation to extend the period of eligibility; amending s. 641.3915, F.S.; deleting obsolete provisions; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1009 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Insurance & Banking Subcommittee and Representative(s) Raschein—

CS for HB 1009—A bill to be entitled An act relating to public records; amending s. 626.9891, F.S.; providing an exemption from public records requirements for reports, documents, or other information relating to the investigation and tracking of insurance fraud submitted by insurers to the Department of Financial Services; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1397, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Appropriations Committee and Representative(s) Rodrigues, Edwards, Fine, Mercado, Ponder—

CS for CS for HB 1397—A bill to be entitled An act relating to medical use of marijuana; amending s. 212.08, F.S.; providing an exemption from the state tax on sales, use, and other transactions for marijuana and marijuana delivery devices used for medical purposes; amending s. 381.986, F.S.; providing, revising, and deleting definitions; providing qualifying medical conditions for a patient to be eligible to receive marijuana or a marijuana delivery device; providing requirements for designating a qualified physician or medical director; providing criteria for certification of a patient for medical marijuana treatment by a qualified physician; providing for certain patients registered with the medical marijuana use registry to be deemed qualified; requiring the Department of Health to monitor physician registration and certifications in the medical marijuana use registry; requiring the Board of Medicine and the Board of Osteopathic Medicine to create a physician certification pattern review panel; providing rulemaking authority to the department and the boards; requiring the department to establish a medical marijuana use registry; specifying entities and persons who have access to the registry; providing requirements for registration of, and maintenance of registered status by, qualified patients and caregivers; providing criteria for nonresidents to prove residency for registration as a qualified patient; defining the term "seasonal resident"; authorizing the department to suspend or revoke the registration of a patient or caregiver under certain circumstances; providing requirements for the issuance of medical marijuana use registry identification cards; requiring the department to issue licenses to a certain number of medical marijuana treatment centers; providing for license renewal and revocation; providing conditions for change of ownership; providing for continuance of certain entities authorized to dispense low-THC cannabis, medical cannabis, and cannabis delivery devices; requiring a medical marijuana treatment center to comply with certain standards in the production and distribution of edibles; requiring the department to establish, maintain, and control a computer seed-to-sale marijuana tracking system; requiring background screening of owners, officers, board members, and managers of medical marijuana treatment centers; requiring the department to establish protocols and procedures for operation, conduct periodic inspections, and restrict location of medical marijuana treatment centers; providing a limit on county and municipal permit fees; authorizing counties and municipalities to determine the location of medical marijuana treatment centers by ordinance under certain conditions; providing penalties; authorizing the department to impose sanctions on persons or entities engaging in unlicensed activities; providing that a person is not exempt from prosecution for certain offenses and is not relieved from certain requirements of law under certain circumstances; providing for certain school personnel to possess marijuana pursuant to certain established policies and procedures; providing that certain research institutions may possess, test, transport, and dispose of marijuana subject to certain conditions; providing applicability with respect to employer-instituted drug-free workplace programs; amending ss. 458.331 and 459.015, F.S.; providing additional acts by a physician or an osteopathic physician which constitute grounds for denial of a license or disciplinary action to which penalties apply; creating s. 381.988, F.S.; providing for the establishment of medical marijuana testing laboratories; requiring the Department of Health, in collaboration with the Department of Agriculture and Consumer Services and the Department of Environmental Protection, to develop certification standards and rules; providing limitations on the acquisition and distribution of marijuana by a testing laboratory; providing an exception for transfer of marijuana under certain conditions; requiring a testing laboratory to use a department-selected computer tracking system; providing grounds for disciplinary and administrative action; authorizing the department to refuse to issue or renew, or suspend or revoke, a testing laboratory license; creating s. 381.989, F.S.; defining terms; directing the department and the Department of Highway Safety and Motor Vehicles to institute public education campaigns relating to cannabis and marijuana and impaired driving; requiring evaluations of public education campaigns; authorizing the department and the Department of High-

way Safety and Motor Vehicles to contract with vendors to implement and evaluate the campaigns; amending ss. 385.211, 499.0295, and 893.02, F.S.; conforming provisions to changes made by the act; creating s. 1004.4351, F.S.; providing a short title; providing legislative findings; defining terms; establishing the Coalition for Medical Marijuana Research and Education within the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing a purpose for the coalition; establishing the Medical Marijuana Research and Education Board to direct the operations of the coalition; providing for the appointment of board members; providing for terms of office, reimbursement for certain expenses, and meetings of the board; authorizing the board to appoint a coalition director; prescribing the duties of the coalition director; requiring the board to advise specified entities and officials regarding medical marijuana research and education in this state; requiring the board to annually adopt a Medical Marijuana Research and Education Plan; providing requirements for the plan; requiring the board to issue an annual report to the Governor and the Legislature by a specified date; requiring the Department of Health to submit reports to the board containing specified data; specifying responsibilities of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; amending s. 1004.441, F.S.; revising a definition; amending s. 1006.062, F.S.; requiring district school boards to adopt policies and procedures for access to medical marijuana by qualified patients who are students; providing emergency rulemaking authority; providing for venue for a cause of action against the department; providing for defense against certain causes of action; directing the Department of Law Enforcement to develop training for law enforcement officers and agencies; amending s. 385.212, F.S.; renaming the department's Office of Compassionate Use; providing appropriations; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7095 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plasencia—

CS for HB 7095—A bill to be entitled An act relating to public records; amending s. 381.987, F.S.; exempting from public records requirements personal identifying information of patients, caregivers, and physicians held by the Department of Health in the medical marijuana use registry and information related to the physician's certification for marijuana and the dispensing thereof; authorizing specified persons and entities access to the exempt information; requiring that information released from the registry remain confidential and exempt; providing a criminal penalty; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7119, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Caldwell, Albritton, Altman, Harrison, McClain, Raschein—

HB 7119—A bill to be entitled An act relating to the Florida Forever program; amending s. 259.105, F.S.; revising the distribution of proceeds from the Florida Forever Trust Fund; eliminating and consolidating funding for certain land acquisition and management programs; removing obsolete provisions; amending s. 375.041, F.S.; requiring a specified amount of funds in the Land Acquisition Trust Fund within the Department of Environmental Protection to be appropriated annually each fiscal year to the Florida Forever Trust Fund;

amending ss. 20.3315, 253.027, 253.034, 259.035, 380.510, 570.715, and 589.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 (930210) and passed HB 7077, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 (507120) and passed HJR 7105, as amended, by the required Constitutional three-fifths vote of the membership.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 (690150) and passed HB 7107, as amended, by the required Constitutional two-thirds vote of the membership.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 1 was corrected and approved.

CO-INTRODUCERS

Senator Campbell—CS for CS for SB 590, CS for CS for SB 876

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 6:36 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, May 3 or upon call of the President.



Journal of the Senate

Number 24—Regular Session

Wednesday, May 3, 2017

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CALL TO ORDER

The Senate was called to order by President Negron at 10:00 a.m. A quorum present—35:

Mr. President	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Galvano	Simmons
Book	Garcia	Simpson
Bracy	Gibson	Stargel
Bradley	Grimsley	Steube
Brandes	Hutson	Stewart
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Campbell	Passidomo	Young
Clemens	Perry	

Excused: Senator Hukill

PRAYER

The following prayer was offered by Major Timothy P. Gilliam, Area Commander of the Salvation Army of Lee, Hendry, and Glades Counties, Fort Myers:

Mighty God, we approach you with awe and reverence as we acknowledge you as the creator, preserver, and ruler of all things. We recognize that you are the giver of all blessings as you are our great provider. Hear our prayer this morning.

If we are honest with you and ourselves, these are trying days of division, mistrust, and concern. We pray that you would bring to us a spirit of unity and grant divine wisdom to our elected officials. Give them your anointing, protection, and blessing. Help them to live up to the sacred trust given to them by the people of Florida. Guide them in every decision. Bestow upon them discernment, enabling them to think with clear minds, clean hands, and pure hearts. May our leaders govern with integrity and common sense.

Your word says in 2 Chronicles 7:14, "If my people, who are called by my name, will humble themselves and pray and seek my face and turn from their wicked ways, then I will hear from heaven, and I will forgive their sin and will heal their land." May we do as you have instructed. May our leaders follow your principles and be guided by your precepts. Help them to understand their decisions have an impact on all people's

lives. Be their defender as they defend us. Grant them encouragement as they make every effort to do what is courageous and honorable. Remind them that it is better to do what is right rather than to do what is popular, convenient, or easy.

You have called each of us to protect this state we call home and not just its resources of land, water, and earthly treasure—but most importantly, its people. Help us to reach out to those living on the fringes. Remind us not to forget those whom many would consider the "least," the "last," or the "lost." Our state is too good to allow people to fall through the cracks of society; help us to put the needs of others ahead of our own self-interests. If we do these things, remind us that Florida's best days are ahead of us, not behind.

Again, bless and guide our Governor, Senators, Representatives, and each of our elected officials as they enact laws and policies that ensure our state's peace and prosperity. Thank you for hearing our prayer and know we offer it in humility. Grant us your blessings as we pray in your name. Amen.

PLEDGE

Senate Pages, Caden Emerson of Oviedo; Emanuel Rouson of St. Petersburg, son of Senator Rouson; and Emma Kerr of Tallahassee, 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. Christopher Pittman of Tampa, sponsored by Senator Young, as the doctor of the day. Dr. Pittman specializes in interventional radiology.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

Consideration of **CS for SB 1626** and **CS for SB 7020** was deferred.

CS for SB 1626—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and accept funds, grants, gifts, and services from various governmental entities or any other public or private source for a specified purpose; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the Office of the Attorney General for security services upon request of the Attorney General; amending s. 501.203, F.S.; redefining the term "violation of this part"; amending s. 501.204, F.S.; revising legislative intent; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert the rights of certain qualified beneficiaries in judicial proceedings; amending s. 736.1201, F.S.; defining the term "delivery of notice"; deleting the term "state attorney"; amending s. 736.1205, F.S.; requiring a trustee to provide a specified notice to the Attorney General rather than the state attorney; amending s. 736.1206, F.S.; revising the conditions under which a trustee may amend the governing instrument of a specified charitable trust to comply with specified provisions of ch. 736, F.S.; amending s. 736.1207, F.S.; conforming a term; amending s. 736.1208, F.S.; revising the manner in which delivery of a release is accomplished; conforming provisions to changes made by the act; amending s. 736.1209, F.S.; revising requirements for a trustee of a

specified trust who elects to be operated exclusively for the benefit of, and be supervised by, the specified public charitable organization or organizations; amending s. 896.101, F.S.; amending the term “monetary instruments”; defining the term “virtual currency”; amending s. 960.03, F.S.; revising definitions; amending s. 960.16, F.S.; providing an exception to a subrogation requirement for awards; creating s. 960.201, F.S.; defining terms; authorizing the Department of Legal Affairs to award the surviving family of members of an emergency responder who is killed under specified circumstances up to a specified amount; specifying requirements to determine the award amount; requiring apportionment of the award among several claimants under certain circumstances; requiring an award to be reduced or denied by the department under certain circumstances; authorizing rulemaking; providing an effective date.

—was read the second time by title.

On motion by Senator Bradley, further consideration of **CS for SB 1626** was deferred.

Consideration of **CS for SB 328** was deferred.

On motion by Senator Bradley, the Senate resumed consideration of—

CS for SB 1626—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and accept funds, grants, gifts, and services from various governmental entities or any other public or private source for a specified purpose; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the Office of the Attorney General for security services upon request of the Attorney General; amending s. 501.203, F.S.; redefining the term “violation of this part”; amending s. 501.204, F.S.; revising legislative intent; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert the rights of certain qualified beneficiaries in judicial proceedings; amending s. 736.1201, F.S.; defining the term “delivery of notice”; deleting the term “state attorney”; amending s. 736.1205, F.S.; requiring a trustee to provide a specified notice to the Attorney General rather than the state attorney; amending s. 736.1206, F.S.; revising the conditions under which a trustee may amend the governing instrument of a specified charitable trust to comply with specified provisions of ch. 736, F.S.; amending s. 736.1207, F.S.; conforming a term; amending s. 736.1208, F.S.; revising the manner in which delivery of a release is accomplished; conforming provisions to changes made by the act; amending s. 736.1209, F.S.; revising requirements for a trustee of a specified trust who elects to be operated exclusively for the benefit of, and be supervised by, the specified public charitable organization or organizations; amending s. 896.101, F.S.; amending the term “monetary instruments”; defining the term “virtual currency”; amending s. 960.03, F.S.; revising definitions; amending s. 960.16, F.S.; providing an exception to a subrogation requirement for awards; creating s. 960.201, F.S.; defining terms; authorizing the Department of Legal Affairs to award the surviving family of members of an emergency responder who is killed under specified circumstances up to a specified amount; specifying requirements to determine the award amount; requiring apportionment of the award among several claimants under certain circumstances; requiring an award to be reduced or denied by the department under certain circumstances; authorizing rulemaking; providing an effective date.

—which was previously considered this day.

Pending further consideration of **CS for SB 1626**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1379** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bradley—

CS for HB 1379—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.617, F.S.; authorizing the Statewide Council on Human Trafficking to apply for and receive funding from additional sources to defray costs associated with the annual policy summit; amending s. 321.04, F.S.; requiring the Depart-

ment of Highway Safety and Motor Vehicles to assign highway patrol officers to the Office of the Attorney General as requested; amending ss. 501.203 and 501.204, F.S.; updating references for purposes of the Florida Deceptive and Unfair Trade Practices Act; amending s. 736.0110, F.S.; providing that the Attorney General has standing to assert certain rights in certain proceedings; amending s. 736.1201, F.S.; defining the term “delivery of notice”; conforming a provision to changes made by the act; amending s. 736.1205, F.S.; requiring an authorized trustee to provide certain notice to the Attorney General rather than the state attorney; amending ss. 736.1206, 736.1207, 736.1208, and 736.1209, F.S.; conforming provisions; amending s. 896.101, F.S.; defining the term “virtual currency”; expanding the Florida Money Laundering Act to prohibit the laundering of virtual currency; amending s. 960.03, F.S.; revising definitions for purposes of crime victim assistance; amending s. 960.16, F.S.; providing that awards of emergency responder death benefits under a specified provision are not subject to subrogation; creating s. 960.194, F.S.; providing definitions; providing for awards to the surviving family members of first responders who, as a result of a crime, are killed answering a call for service in the line of duty; specifying considerations in the determination of the amount of such an award; providing for apportionment of awards in certain circumstances; authorizing rulemaking for specified purposes; providing for denial of benefits under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 1626** and read the second time by title.

Senator Bradley moved the following amendment:

Amendment 1 (572980) (with title amendment)—Between lines 51 and 52 insert:

Section 2. Paragraph (a) of subsection (7) of section 112.313, Florida Statutes, is amended to read:

112.313 Standards of conduct for public officers, employees of agencies, and local government attorneys.—

(7) **CONFLICTING EMPLOYMENT OR CONTRACTUAL RELATIONSHIP.**—

(a) No public officer or employee of an agency shall have or hold any employment or contractual relationship with any business entity or any agency which is subject to the regulation of, or is doing business with, an agency of which he or she is an officer or employee, excluding those organizations and their officers who, when acting in their official capacity, enter into or negotiate a collective bargaining contract with the state or any municipality, county, or other political subdivision of the state; nor shall an officer or employee of an agency have or hold any employment or contractual relationship that will create a continuing or frequently recurring conflict between his or her private interests and the performance of his or her public duties or that would impede the full and faithful discharge of his or her public duties. *If an officer of an agency, other than those referred to in subsection (1) or subsection (2), is an attorney and another member of the officer's law firm appears before an agency of which the officer is a member, the officer must recuse himself or herself from any and all votes pertaining to any matter or client whom the law firm is representing before the agency. The officer must announce a conflict; recuse himself from the vote; not take part in any discussions, questions, or debate on the matter; and not discuss the matter with any other officer or employee of the agency or of the officer's law firm.*

1. When the agency referred to is that certain kind of special tax district created by general or special law and is limited specifically to constructing, maintaining, managing, and financing improvements in the land area over which the agency has jurisdiction, or when the agency has been organized pursuant to chapter 298, then employment with, or entering into a contractual relationship with, such business entity by a public officer or employee of such agency shall not be prohibited by this subsection or be deemed a conflict per se. However, conduct by such officer or employee that is prohibited by, or otherwise frustrates the intent of, this section shall be deemed a conflict of interest in violation of the standards of conduct set forth by this section.

2. When the agency referred to is a legislative body and the regulatory power over the business entity resides in another agency, or

when the regulatory power which the legislative body exercises over the business entity or agency is strictly through the enactment of laws or ordinances, then employment or a contractual relationship with such business entity by a public officer or employee of a legislative body ~~is shall~~ not be prohibited by this subsection or be deemed a conflict, and the provision in this subsection requiring attorney recusal does not apply.

And the title is amended as follows:

Between lines 6 and 7 insert: 112.313, F.S.; requiring an officer of an agency to recuse himself or herself from certain votes under certain circumstances; specifying requirements for the recusal; providing an exception; amending s.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment to **Amendment 1 (572980)** which was adopted:

Amendment 1A (656134) (with title amendment)—Delete line 23 and insert:

his or her public duties. *It shall not be a violation of this section if a public officer is an attorney and another member of the officer's law firm appears in front of an agency of which the officer is a member. If an officer of an agency, other than*

And the title is amended as follows:

Delete line 61 and insert: 112.313, F.S.; allowing the associates of the officer to appear before the agency of which an officer is a member; requiring an officer of an agency to

Amendment 1 (572980), as amended, was adopted.

Pursuant to Rule 4.19, **CS for HB 1379**, as amended, was placed on the calendar of Bills on Third Reading.

SENATOR BRADLEY PRESIDING

CS for SB 714—A bill to be entitled An act relating to comprehensive transitional education programs; amending s. 393.0678, F.S.; authorizing the Agency for Persons with Disabilities to petition a court for the appointment of a receiver for a comprehensive transitional education program under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 714**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 899** was withdrawn from the Committees on Children, Families, and Elder Affairs; and Appropriations.

On motion by Senator Garcia—

CS for HB 899—A bill to be entitled An act relating to comprehensive transitional education programs; amending s. 393.0678, F.S.; authorizing the Agency for Persons with Disabilities to petition for the appointment of a receiver for a comprehensive transitional education program; providing an effective date.

—a companion measure, was substituted for **CS for SB 714** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 899** was placed on the calendar of Bills on Third Reading.

CS for SB 794—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; revising qualifications for a motor vehicle service agreement company to obtain and maintain a license; amending s. 634.121, F.S.; requiring specified refunds by insurers or service agreement companies if service agreements are canceled by lenders, finance companies, or creditors after a specified timeframe; providing a limitation on such cancellations; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 794**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 339** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

On motion by Senator Brandes—

CS for HB 339—A bill to be entitled An act relating to motor vehicle service agreement companies; amending s. 634.041, F.S.; revising qualifications for a motor vehicle service agreement company to obtain and maintain a license; amending s. 634.121, F.S.; allowing certain entities to cancel service agreements in certain circumstances; providing such cancellations are only valid if authorized; providing an effective date.

—a companion measure, was substituted for **CS for SB 794** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 339** was placed on the calendar of Bills on Third Reading.

CS for SB 814—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; revising the association's maximum aggregate liability for the contractual obligations of an insolvent insurer with respect to one life; specifying the association's maximum liability as to certain health insurance policies beginning on a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 814**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 307** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Broxson—

CS for HB 307—A bill to be entitled An act relating to Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; specifying the maximum liability of the association for certain health insurance policies; amending s. 631.718, F.S.; increasing the Class A assessment amount for member insurers; providing an effective date.

—a companion measure, was substituted for **CS for SB 814** and read the second time by title.

Senator Broxson moved the following amendment which was adopted:

Amendment 1 (757906) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (1) of subsection (3) of section 631.713, Florida Statutes, is amended to read:

631.713 Application of part.—

(3) This part does not apply to:

(1) Any annuity contract or group annuity contract that is not issued to and owned by an individual, except to the extent of any annuity benefits:

1. Guaranteed directly and not through an intermediary to an individual by an insurer under such contract or certificate;
2. Under an annuity issued by an insurer under 26 U.S.C. s. 408(b); or
3. Under an annuity issued by an insurer and held by a custodian or trustee in accordance with 26 U.S.C. s. 408(a).

This paragraph applies to every insolvency regardless of its date of inception, and an assessment base may not include premiums for such excluded products.

Section 2. Subsection (9) of section 631.717, Florida Statutes, is amended to read:

631.717 Powers and duties of the association.—

(9) The association's liability for the contractual obligations of the insolvent insurer ~~must shall~~ be as great as, but no greater than, the contractual obligations of the insurer in the absence of such insolvency, unless such obligations are reduced as permitted by subsection (4), but the aggregate liability of the association *with respect to one life* shall not exceed *the following*:

(a) *For life insurance*, \$100,000 in net cash surrender and net cash withdrawal values. ~~for life insurance,~~

(b) *For deferred annuity contracts*, \$250,000 in net cash surrender and net cash withdrawal values. ~~for deferred annuity contracts, or~~

(c) *For all benefits*, \$300,000, ~~for all benefits~~ including cash values, ~~except as provided in paragraph (d) with respect to any one life.~~

(d) *Effective January 1, 2020, for basic hospital expense health insurance policies, basic medical-surgical health insurance policies, or major medical expense health insurance policies, but not including long-term care policies, \$500,000.*

In no event ~~is shall~~ the association be liable for any penalties or interest.

Section 3. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; amending s. 631.713, F.S.; revising applicability of the Florida Life and Health Insurance Guaranty Association Act as to specified annuity contracts; amending s. 631.717, F.S.; revising the association's maximum aggregate liability for the contractual obligations of an insolvent insurer with respect to one life; specifying the association's maximum liability as to certain health insurance policies beginning on a specified date; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 307**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 902** was deferred.

CS for CS for SB 922—A bill to be entitled An act relating to insurance adjusters; amending s. 626.015, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; redefining the term “public adjuster”; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the methods for an insured or claimant to provide certain notice to an insurer; providing construction relating to certain limitations on insurance claim payments and public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance claim; conforming a cross-reference; prohibiting persons from conducting certain activities relating to insurance claims; providing an exception for attorneys and public adjusters; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term “all-lines adjuster”; creating s. 626.8561, F.S.; defining the term “public adjuster apprentice”; amending s. 626.8584, F.S.; redefining the term “nonresident all-lines adjuster”; amending s. 626.861, F.S.; revising construction relating to employees of an insurer; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; requiring public adjuster apprentices to be appointed, rather than licensed, by the Department of Financial Services; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters who supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of public adjuster apprentices; conforming provisions to changes made by

the act; amending s. 626.8695, F.S.; revising requirements for designating primary adjusters; redefining the term “primary adjuster”; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm location conducting insurance business under certain circumstances; revising procedures for an adjusting firm to determine a person's current licensure status; repealing s. 626.872, F.S., relating to all-lines adjuster temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue adjuster licenses in the event of catastrophes or emergencies; amending s. 626.875, F.S.; revising the minimum time period for a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters and specified all-lines adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 922**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 911** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Garcia—

CS for CS for HB 911—A bill to be entitled An act relating to insurance adjusters; amending s. 626.015, F.S.; conforming a cross-reference; amending s. 626.854, F.S.; redefining the term “public adjuster”; deleting a certain prohibited act of a public adjuster; deleting a provision specifying the method for an insured or claimant to provide certain notice to an insurer; providing construction relating to certain limitations on insurance claim payments and public adjuster compensation; revising a prohibition against certain entities relating to a contract or power of attorney that vests certain authority in a property insurance claim; conforming a cross-reference; prohibiting persons from conducting certain activities relating to insurance claims; providing an exception for attorneys and public adjusters; repealing s. 626.8541, F.S., relating to public adjuster apprentices; amending s. 626.8548, F.S.; redefining the term “all-lines adjuster”; creating s. 626.8561, F.S.; defining the term “public adjuster apprentice”; amending s. 626.8584, F.S.; redefining the term “nonresident all-lines adjuster”; amending s. 626.861, F.S.; revising construction relating to employees of an insurer; amending s. 626.864, F.S.; revising the permissible appointments of all-lines adjusters; amending s. 626.865, F.S.; revising the qualifications for licensure for public adjusters; amending s. 626.8651, F.S.; requiring public adjuster apprentices to be appointed, rather than licensed, by the department; specifying qualifications for such appointments; revising requirements and limitations for public adjusting firms and public adjusters who supervise public adjuster apprentices; revising certain prohibited acts and exceptions to such acts of public adjuster apprentices; conforming provisions to changes made by the act; amending s. 626.8695, F.S.; revising requirements for designating primary adjusters; redefining the term “primary adjuster”; revising the accountability of a primary adjuster for persons under his or her supervision; revising a prohibition against an adjusting firm location conducting insurance business under certain circumstances; revising procedures for an adjusting firm to determine a person's current licensure status; repealing s. 626.872, F.S., relating to all-lines adjuster temporary licenses; amending s. 626.874, F.S.; revising conditions for the department to issue adjuster licenses in the event of catastrophes or emergencies; amending s. 626.875, F.S.; revising the minimum time period in a records retention requirement for adjusters; amending s. 626.876, F.S.; revising certain prohibitions relating to exclusive employment of public adjusters, all-lines adjusters, and appointed independent adjusters; repealing s. 626.879, F.S., relating to pools of insurance adjusters; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 922** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 911** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 916** and **CS for CS for SB 926** was deferred.

SB 1470—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; prohibiting an agency from offering a bonus on work performance in an inspector general contract or agreement; amending s. 420.506, F.S.; prohibiting the Florida Housing Finance Corporation from offering a bonus on work performance in an inspector general contract or agreement; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1470**, pursuant to Rule 3.11(3), there being no objection, **HB 207** was withdrawn from the Committees on Governmental Oversight and Accountability; Community Affairs; and Rules.

On motion by Senator Simmons—

HB 207—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; prohibiting an agency from offering a bonus on work performance in an inspector general contract or agreement; amending s. 420.506, F.S.; prohibiting the Florida Housing Finance Corporation from offering a bonus on work performance in an inspector general contract or agreement; providing an effective date.

—a companion measure, was substituted for **SB 1470** and read the second time by title.

Pursuant to Rule 4.19, **HB 207** was placed on the calendar of Bills on Third Reading.

SB 1564—A bill to be entitled An act relating to domestic violence; amending s. 741.281, F.S.; specifying that a person must complete a batterers' intervention program ordered as a condition of probation in certain circumstances; amending s. 741.283, F.S.; increasing the minimum terms of imprisonment for domestic violence; providing enhanced minimum terms in certain circumstances; amending s. 741.30, F.S.; prohibiting the award of attorney fees in specified domestic violence proceedings; amending s. 775.08435, F.S.; prohibiting the withholding of adjudication for specified domestic violence offenses; providing exceptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1564**, pursuant to Rule 3.11(3), there being no objection, **HB 1385** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Garcia—

HB 1385—A bill to be entitled An act relating to domestic violence; amending s. 741.281, F.S.; specifying that a person must complete a batterers' intervention program ordered as a condition of probation in certain circumstances; amending s. 741.283, F.S.; increasing the minimum terms of imprisonment for domestic violence; providing enhanced minimum terms in certain circumstances; amending s. 741.30, F.S.; prohibiting the award of attorney fees in specified domestic violence proceedings; amending s. 775.08435, F.S.; prohibiting the withholding of adjudication for specified domestic violence offenses; providing exceptions; providing an effective date.

—a companion measure, was substituted for **SB 1564** and read the second time by title.

Pursuant to Rule 4.19, **HB 1385** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1222**, **CS for SB 1206**, and **CS for CS for SB 1468** was deferred.

CS for SB 1144—A bill to be entitled An act relating to laboratory screening; amending s. 381.004, F.S.; clarifying that certain requirements related to the reporting of positive HIV test results to county health departments apply only to testing performed in a nonhealth care setting; amending s. 381.0202, F.S.; authorizing the Department of Health to perform laboratory testing for other states; amending s. 381.983, F.S.; redefining the term "elevated blood-lead levels"; amend-

ing s. 381.984, F.S.; revising requirements of a public information initiative on lead-based-paint hazards; revising requirements on the distribution of information on childhood lead poisoning developed by the State Surgeon General or his or her designee; amending s. 381.985, F.S.; revising requirements for the State Surgeon General's program for early identification of persons at risk of having elevated blood-lead levels; requiring the department to maintain records showing elevated blood-lead levels; requiring that health care providers report to the individual who was screened the results that indicate elevated blood-lead levels; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests to certain individuals; requiring the department to promote the availability of services to promote detection of genetic conditions; clarifying that the membership of the Genetics and Newborn Screening Advisory Council must include one member each from four of the medical schools in this state; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1144**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1041** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Montford—

CS for HB 1041—A bill to be entitled An act relating to laboratory screening; amending s. 381.004, F.S.; clarifying that certain requirements relating to the reporting of positive HIV test results to county health departments apply only to testing performed in a nonhealth care setting; amending s. 381.0202, F.S.; authorizing the Department of Health to perform laboratory testing for other states; amending s. 381.983, F.S.; redefining the term "elevated blood-lead levels"; amending s. 381.984, F.S.; revising provisions relating to a public information initiative on lead-based paint hazards; amending s. 381.985, F.S.; revising requirements for the State Surgeon General's program for early identification of persons at risk of having elevated blood-lead levels; requiring the department to maintain records showing elevated blood-lead levels; requiring that health care providers report to the individual who was screened the results that indicate elevated blood-lead levels; amending s. 383.14, F.S.; authorizing the State Public Health Laboratory to release the results of a newborn's hearing and metabolic tests to certain individuals; requiring the department to promote the availability of services to promote detection of genetic conditions; clarifying that the membership of the Genetics and Newborn Screening Advisory Council must include one member representing each of four medical schools in this state; providing an effective date.

—a companion measure, was substituted for **CS for SB 1144** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1041** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1104—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; defining the terms "gasification," "post-use polymer," "pyrolysis," and "pyrolysis facility" and revising definitions; amending s. 403.7045, F.S.; providing that certain pyrolysis facilities are exempt from certain resource recovery regulations; conforming a cross-reference; amending s. 403.7046, F.S.; requiring certain handlers of post-use polymers to certify to the Department of Environmental Protection; revising rule requirements relating to such certification; authorizing recovered materials dealers to use pyrolysis facilities for recovered materials or post-use polymers processing; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1104**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 335** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on the Environment and Natural Resources; and Appropriations.

On motion by Senator Perry—

CS for HB 335—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; providing and revising definitions; amending s. 403.7045, F.S.; revising criteria for exempting recovered materials and recovered materials processing facilities from specified regulations; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1104** and read the second time by title.

Senator Perry moved the following amendment which was adopted:

Amendment 1 (431958) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (2) and (3) of section 403.703, Florida Statutes, are renumbered as subsections (3) and (2), respectively, present subsections (10) through (22) are renumbered as subsections (11) through (23), respectively, present subsection (23) is renumbered as subsection (25), present subsections (24) through (43) are renumbered as subsections (28) through (47), respectively, present subsections (27), (32), and (35) of that section are amended, and new subsections (10), (24), (26), and (27) are added to that section, to read:

403.703 Definitions.—As used in this part, the term:

(10) “Gasification” means a process through which post-use polymers are heated and converted to synthesis gas in an oxygen-deficient atmosphere, and then converted to crude oil, fuels, or chemical feedstocks.

(24) “Post-use polymer” means a plastic polymer that is derived from any domestic, commercial, or municipal activity and which might otherwise become waste if not converted to manufacture crude oil, fuels, or other raw materials or intermediate or final products using gasification or pyrolysis. As used in this part, post-use polymer may contain incidental contaminants or impurities, such as paper labels or metal rings. Post-use polymers intended to be converted as described in this subsection are not solid waste.

(26) “Pyrolysis” means a process through which post-use polymers are heated in the absence of oxygen until melted and thermally decomposed, and then cooled, condensed, and converted to any of the following:

- (a) Crude oil, diesel, gasoline, home heating oil, or another fuel.
- (b) Feedstocks.
- (c) Diesel and gasoline blendstocks.
- (d) Chemicals, waxes, or lubricants.
- (e) Other raw materials or intermediate or final products.

(27) “Pyrolysis facility” means a facility that receives, separates, stores, and converts post-use polymers, using gasification or pyrolysis. A pyrolysis facility meeting the conditions of s. 403.7045(1)(e) is not a solid waste management facility.

(31)(27) “Recycling” means any process by which solid waste, or materials that would otherwise become solid waste, are collected, separated, or processed and reused or returned to use in the form of raw materials or intermediate or final products. Such raw materials or intermediate or final products include, but are not limited to, crude oil, fuels, and fuel substitutes.

(36)(32) “Solid waste” means sludge unregulated under the federal Clean Water Act or Clean Air Act, sludge from a waste treatment works, water supply treatment plant, or air pollution control facility, or garbage, rubbish, refuse, special waste, or other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from domestic, industrial, commercial, mining, agricultural, or governmental operations. Recovered materials as defined in subsection (28) and post-use polymers as defined in subsection (24) are not solid waste.

(39)(35) “Solid waste management facility” means any solid waste disposal area, volume reduction plant, transfer station, materials re-

covery facility, or other facility, the purpose of which is resource recovery or the disposal, recycling, processing, or storage of solid waste. The term does not include recovered materials processing facilities or *pyrolysis facilities* that meet the requirements of s. 403.7046, except the portion of such facilities, if any, which is used for the management of solid waste.

Section 2. Subsection (1) of section 403.7045, Florida Statutes, is amended to read:

403.7045 Application of act and integration with other acts.—

(1) The following wastes or activities ~~may shall~~ not be regulated pursuant to this act:

(a) Byproduct material, source material, and special nuclear material, the generation, transportation, disposal, storage, or treatment of which is regulated under chapter 404 or the federal Atomic Energy Act of 1954, ch. 1073, 68 Stat. 923, as amended.;

(b) Suspended solids and dissolved materials in domestic sewage effluent or irrigation return flows or other discharges which are point sources subject to permits pursuant to this chapter or s. 402 of the Clean Water Act, Pub. L. No. 95-217.;

(c) Emissions to the air from a stationary installation or source regulated under this chapter or the Clean Air Act, Pub. L. No. 95-95.;

(d) Drilling fluids, produced waters, and other wastes associated with the exploration for, or development and production of, crude oil or natural gas which are regulated under chapter 377.;

(e) Recovered materials, *post-use polymers*, ~~or~~ recovered materials processing facilities, or *pyrolysis facilities*, except as provided in s. 403.7046, if:

1. A majority of the recovered materials or *post-use polymers* at the facility are demonstrated to be sold, used, or reused within 1 year. As used in this subparagraph, the terms “used” or “reused” include, but are not limited to, the conversion of *post-use polymers* into crude oil, fuels, feedstocks, or other raw materials or intermediate or final products by gasification or pyrolysis, as defined in s. 403.703.

2. The recovered materials or *post-use polymers* handled by the facility or the products or byproducts of operations that process recovered materials or *post-use polymers* are not discharged, deposited, injected, dumped, spilled, leaked, or placed into or upon any land or water by the owner or operator of the ~~such~~ facility so that the ~~such~~ recovered materials or *post-use polymers*, products or byproducts, or any constituent thereof may enter other lands or be emitted into the air or discharged into any waters, including groundwaters, or otherwise enter the environment such that a threat of contamination in excess of applicable department standards and criteria is caused.

3. The recovered materials or *post-use polymers* handled by the facility are not hazardous wastes as defined in ~~under~~ s. 403.703; and rules adopted under this section ~~promulgated pursuant thereto~~.

4. The facility is registered as required in s. 403.7046.

(f) Industrial byproducts, if:

1. A majority of the industrial byproducts are demonstrated to be sold, used, or reused within 1 year.

2. The industrial byproducts are not discharged, deposited, injected, dumped, spilled, leaked, or placed upon any land or water so that such industrial byproducts, or any constituent thereof, may enter other lands or be emitted into the air or discharged into any waters, including groundwaters, or otherwise enter the environment such that a threat of contamination in excess of applicable department standards and criteria or a significant threat to public health is caused.

3. The industrial byproducts are not hazardous wastes as defined in ~~under~~ s. 403.703 and rules adopted under this section.

Sludge from an industrial waste treatment works that meets the exemption requirements of this paragraph is not solid waste as defined in s. 403.703 ~~or 403.703(32)~~.

Section 3. Subsection (1) and paragraph (b) of subsection (3) of section 403.7046, Florida Statutes, are amended to read:

403.7046 Regulation of recovered materials.—

(1) Any person who handles, purchases, receives, recovers, sells, or is an end user of recovered materials *or post-use polymers* shall annually certify to the department on forms provided by the department. The department may by rule exempt from this requirement generators of recovered materials *or post-use polymers*; persons who handle or sell recovered materials *or post-use polymers* as an activity which is incidental to the normal primary business activities of that person; or persons who handle, purchase, receive, recover, sell, or are end users of recovered materials *or post-use polymers* in small quantities as defined by the department. The department shall adopt rules for the certification of and reporting by such persons and shall establish criteria for revocation of such certification. Such rules shall be designed to elicit, at a minimum, the amount and types of recovered materials *or post-use polymers* handled by registrants, and the amount and disposal site, or name of person with whom such disposal was arranged, of any solid waste generated by such facility. By February 1 of each year, registrants shall report all required information to the department and to all counties from which it received materials. Such rules may provide for the department to conduct periodic inspections. The department may charge a fee of up to \$50 for each registration, which shall be deposited into the Solid Waste Management Trust Fund for implementation of the program.

(3) Except as otherwise provided in this section or pursuant to a special act in effect on or before January 1, 1993, a local government may not require a commercial establishment that generates source-separated recovered materials to sell or otherwise convey its recovered materials to the local government or to a facility designated by the local government, nor may the local government restrict such a generator's right to sell or otherwise convey such recovered materials to any properly certified recovered materials dealer who has satisfied the requirements of this section. A local government may not enact any ordinance that prevents such a dealer from entering into a contract with a commercial establishment to purchase, collect, transport, process, or receive source-separated recovered materials.

(b)1. Before engaging in business within the jurisdiction of the local government, a recovered materials dealer *or pyrolysis facility* must provide the local government with a copy of the certification provided for in this section. In addition, the local government may establish a registration process whereby a recovered materials dealer *or pyrolysis facility* must register with the local government before engaging in business within the jurisdiction of the local government. Such registration process is limited to requiring the dealer *or pyrolysis facility* to register its name, including the owner or operator of the dealer *or pyrolysis facility*, and, if the dealer *or pyrolysis facility* is a business entity, its general or limited partners, its corporate officers and directors, its permanent place of business, evidence of its certification under this section, and a certification that the recovered materials *or post-use polymers* will be processed at a recovered materials processing facility *or pyrolysis facility* satisfying the requirements of this section. The local government may not use the information provided in the registration application to compete unfairly with the recovered materials dealer until 90 days after receipt of the application. All counties, and municipalities whose population exceeds 35,000 according to the population estimates determined pursuant to s. 186.901, may establish a reporting process that must be limited to the regulations, reporting format, and reporting frequency established by the department pursuant to this section, which must, at a minimum, include requiring the dealer *or pyrolysis facility* to identify the types and approximate amount of recovered materials *or post-use polymers* collected, recycled, or reused during the reporting period; the approximate percentage of recovered materials *or post-use polymers* reused, stored, or delivered to a recovered materials processing facility *or pyrolysis facility* or disposed of in a solid waste disposal facility; and the locations where any recovered materials *or post-use polymers* were disposed of as solid waste. The local government may charge the dealer *or pyrolysis facility* a registration fee commensurate with and no greater than the cost incurred by the local government in operating its registration program. Registration program costs are limited to those costs associated with the activities described in this subparagraph. Any reporting or registration process established by a local government with regard to recovered materials *or*

post-use polymers is governed by this section and department rules adopted pursuant thereto.

2. Information reported under this subsection which, if disclosed, would reveal a trade secret, as defined in s. 812.081, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This subparagraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2021, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 4. Subsection (2) of section 171.205, Florida Statutes, is amended to read:

171.205 Consent requirements for annexation of land under this part.—Notwithstanding part I, an interlocal service boundary agreement may provide a process for annexation consistent with this section or with part I.

(2) If the area to be annexed includes a privately owned solid waste disposal facility as defined in s. 403.703 ~~s. 403.703(33)~~ which receives municipal solid waste collected within the jurisdiction of multiple local governments, the annexing municipality must set forth in its plan the effects that the annexation of the solid waste disposal facility will have on the other local governments. The plan must also indicate that the owner of the affected solid waste disposal facility has been contacted in writing concerning the annexation, that an agreement between the annexing municipality and the solid waste disposal facility to govern the operations of the solid waste disposal facility if the annexation occurs has been approved, and that the owner of the solid waste disposal facility does not object to the proposed annexation.

Section 5. Subsection (28) of section 316.003, Florida Statutes, is amended to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:

(28) HAZARDOUS MATERIAL.—Any substance or material which has been determined by the secretary of the United States Department of Transportation to be capable of imposing an unreasonable risk to health, safety, and property. This term includes hazardous waste as defined in s. 403.703 ~~s. 403.703(13)~~.

Section 6. Paragraph (f) of subsection (2) of section 377.709, Florida Statutes, is amended to read:

377.709 Funding by electric utilities of local governmental solid waste facilities that generate electricity.—

(2) DEFINITIONS.—As used in this section, the term:

(f) “Solid waste facility” means a facility owned or operated by, or on behalf of, a local government for the purpose of disposing of solid waste, as ~~that term is defined in s. 403.703 s. 403.703(32)~~, by any process that produces heat and incorporates, as a part of the facility, the means of converting heat to electrical energy in amounts greater than actually required for the operation of the facility.

Section 7. Subsection (1) of section 487.048, Florida Statutes, is amended to read:

487.048 Dealer's license; records.—

(1) Each person holding or offering for sale, selling, or distributing restricted-use pesticides must obtain a dealer's license from the department. Application for the license shall be filed with the department by using a form prescribed by the department or by using the department's website. The license must be obtained before entering into business or transferring ownership of a business. The department may require examination or other proof of competency of individuals to whom licenses are issued or of individuals employed by persons to whom licenses are issued. Demonstration of continued competency may be required for license renewal, as set by rule. The license shall be renewed annually as provided by rule. An annual license fee not exceeding \$250 shall be established by rule. However, a user of a restricted-use pesticide may distribute unopened containers of a properly labeled pesticide to another user who is legally entitled to use that

restricted-use pesticide without obtaining a pesticide dealer license. The exclusive purpose of distribution of the restricted-use pesticide is to keep it from becoming a hazardous waste as defined in s. 403.703 ~~to~~ 403.703(13).

Section 8. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; defining the terms “gasification,” “post-use polymer,” “pyrolysis,” and “pyrolysis facility” and revising definitions; amending s. 403.7045, F.S.; providing that certain pyrolysis facilities are exempt from certain resource recovery regulations; conforming a cross-reference; amending s. 403.7046, F.S.; requiring certain handlers of post-use polymers to certify to the Department of Environmental Protection; revising rule requirements relating to such certification; authorizing recovered materials dealers to use pyrolysis facilities for recovered materials or post-use polymers processing; amending ss. 171.205, 316.003, 377.709, and 487.048, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 335**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 1044—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “legal father” and redefining the term “parent”; amending s. 39.201, F.S.; providing that central abuse hotline information may be used for employment screening of residential group home caregivers; amending s. 39.202, F.S.; providing that confidential records held by the Department of Children and Families concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; changing the time period for the release of records to certain individuals; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child’s legal father at the shelter hearing; specifying the types of information that fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a father’s identity in such inquiry; requiring the diligent search to determine a parent’s or prospective parent’s location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child to the home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative findings and intent; requiring children placed in out-of-home care to be assessed to determine the most appropriate placement; requiring the placement assessments to be documented in the Florida Safe Families Network; requiring a court to review and approve placements; requiring the department to post specified information relating to assessment and placement on its website and update that information annually on specified dates; authorizing the department to adopt rules; creating s. 39.6001, F.S.; requiring the department, in

partnership with the Department of Health, the Agency for Health Care Administration, and other state agencies and community partners, to develop a strategy for certain coordinated services; providing for creation of a safe care plan that addresses the health and substance abuse disorder treatment needs of a newborn and affected family or caregivers and provides for the monitoring of services provided under the plan; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to certain permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rulemaking authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father’s identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district’s retention or dissolution to the electorate in a specified general election; amending s. 322.051, F.S., requiring that an identification card for certified unaccompanied homeless youth include a specified statement; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term “child welfare trainer”; providing rulemaking authority; creating s. 409.16741, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to develop or adopt one or more initial screening assessment instruments to identify and determine the needs of, and plan services for, substance-exposed newborns and their families; requiring the department to conduct certain staffings relating to services for substance-exposed newborns and their families; requiring that certain local service capacity be assessed; requiring that child protective investigators receive specialized training in working with substance-exposed newborns and their families before they accept such cases when possible; providing for consultation; creating s. 409.16742, F.S.; providing legislative findings and intent; establishing a shared family care residential services pilot program for substance-exposed newborns; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending s. 743.067, F.S.; defining the term “certified unaccompanied homeless youth”; requiring the Office on Homelessness within the Department of Children and Families to develop a standardized form to be used in the certification process; providing information that must be included in the form; authorizing a certified unaccompanied homeless youth to apply at no charge to the Department of Highway Safety and Motor Vehicles for an identification card; conforming terminology; amending s. 1009.25, F.S.; revising the exemption from the payment of tuition and fees for homeless students; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an appropriation; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 1044**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1121** was withdrawn from the Committees on Children, Families, and

Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Rules.

On motion by Senator Garcia, the rules were waived and—

CS for CS for HB 1121—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; defining the term “legal father” and redefining the term “parent”; amending s. 39.202, F.S.; providing that confidential records held by the department concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child’s legal father at the shelter hearing; specifying what types of information fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a legal father’s identity in such inquiry; requiring the diligent search to determine a parent’s or prospective parent’s location to include a search of the Florida Putative Father Registry; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.504, F.S.; requiring the same judge to hear a pending dependency proceeding and an injunction proceeding; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for returning a child home with an in-home safety plan; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; granting rule-making authority; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father’s identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing the court to order scientific testing to determine parentage if certain conditions exist; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 39.53025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term “child welfare trainer”; providing rulemaking authority; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and

examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1044** and read the second time by title.

Senator Garcia moved the following amendment:

Amendment 1 (226564) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (35) through (80) of section 39.01, Florida Statutes, are redesignated as subsections (36) through (81), respectively, a new subsection (35) is added to that section, and subsections (10) and (32) and present subsections (49) and (52) of that section are amended, to read:

39.01 Definitions.—When used in this chapter, unless the context otherwise requires:

(10) “Caregiver” means the parent, legal custodian, permanent guardian, adult household member, or other person responsible for a child’s welfare as defined in subsection (48) (47).

(32) “Institutional child abuse or neglect” means situations of known or suspected child abuse or neglect in which the person allegedly perpetrating the child abuse or neglect is an employee of a private school, public or private day care center, residential home, institution, facility, or agency or any other person at such institution responsible for the child’s care as defined in subsection (48) (47).

(35) “Legal father” means a man married to the mother at the time of conception or birth of their child, unless paternity has been otherwise determined by a court of competent jurisdiction. If the mother was not married to a man at the time of birth or conception of the child, the term means a man named on the birth certificate of the child pursuant to s. 382.013(2), a man determined by a court order to be the father of the child, or a man determined to be the father of the child by the Department of Revenue as provided in s. 409.256.

(50)(49) “Parent” means a woman who gives birth to a child and a man whose consent to the adoption of the child would be required under s. 63.062(1). The term “parent” also means legal father as defined in this section. If a child has been legally adopted, the term “parent” means the adoptive mother or father of the child. For purposes of this chapter only, when the phrase “parent or legal custodian” is used, it refers to rights or responsibilities of the parent and, only if there is no living parent with intact parental rights, to the rights or responsibilities of the legal custodian who has assumed the role of the parent. The term does not include an individual whose parental relationship to the child has been legally terminated, or an alleged or prospective parent, unless:

(a) The parental status falls within the terms of s. 39.503(1) or s. 63.062(1); or

(b) Parental status is applied for the purpose of determining whether the child has been abandoned.

(53)(52) “Permanency goal” means the living arrangement identified for the child to return to or identified as the permanent living arrangement of the child. ~~Permanency goals applicable under this chapter, listed in order of preference, are:~~

~~(a) Reunification;~~

~~(b) Adoption when a petition for termination of parental rights has been or will be filed;~~

~~(c) Permanent guardianship of a dependent child under s. 39.6221;~~

~~(d) Permanent placement with a fit and willing relative under s. 39.6231; or~~

~~(e) Placement in another planned permanent living arrangement under s. 39.6241.~~

The permanency goal is also the case plan goal. If concurrent case planning is being used, reunification may be pursued at the same time that another permanency goal is pursued.

Section 2. Subsection (2) of section 39.013, Florida Statutes, is amended to read:

39.013 Procedures and jurisdiction; right to counsel.—

(2) The circuit court has exclusive original jurisdiction of all proceedings under this chapter, of a child voluntarily placed with a licensed child-caring agency, a licensed child-placing agency, or the department, and of the adoption of children whose parental rights have been terminated under this chapter. Jurisdiction attaches when the initial shelter petition, dependency petition, or termination of parental rights petition, or a petition for an injunction to prevent child abuse issued pursuant to s. 39.504, is filed or when a child is taken into the custody of the department. The circuit court may assume jurisdiction over any such proceeding regardless of whether the child was in the physical custody of both parents, was in the sole legal or physical custody of only one parent, caregiver, or some other person, or was not in the physical or legal custody of any person when the event or condition occurred that brought the child to the attention of the court. When the court obtains jurisdiction of any child who has been found to be dependent, the court shall retain jurisdiction, unless relinquished by its order, until the child reaches 21 years of age, or 22 years of age if the child has a disability, with the following exceptions:

(a) If a young adult chooses to leave foster care upon reaching 18 years of age.

(b) If a young adult does not meet the eligibility requirements to remain in foster care under s. 39.6251 or chooses to leave care under that section.

(c) If a young adult petitions the court at any time before his or her 19th birthday requesting the court's continued jurisdiction, the juvenile court may retain jurisdiction under this chapter for a period not to exceed 1 year following the young adult's 18th birthday for the purpose of determining whether appropriate services that were required to be provided to the young adult before reaching 18 years of age have been provided.

(d) If a petition for special immigrant juvenile status and an application for adjustment of status have been filed on behalf of a foster child and the petition and application have not been granted by the time the child reaches 18 years of age, the court may retain jurisdiction over the dependency case solely for the purpose of allowing the continued consideration of the petition and application by federal authorities. Review hearings for the child shall be set solely for the purpose of determining the status of the petition and application. The court's jurisdiction terminates upon the final decision of the federal authorities. Retention of jurisdiction in this instance does not affect the services available to a young adult under s. 409.1451. The court may not retain jurisdiction of the case after the immigrant child's 22nd birthday.

Section 3. Paragraphs (a), (d), and (e) of subsection (2) of section 39.202, Florida Statutes, are amended to read:

39.202 Confidentiality of reports and records in cases of child abuse or neglect.—

(2) Except as provided in subsection (4), access to such records, excluding the name of the reporter which shall be released only as provided in subsection (5), shall be granted only to the following persons, officials, and agencies:

(a) Employees, authorized agents, or contract providers of the department, the Department of Health, the Agency for Persons with Disabilities, the Office of Early Learning, or county agencies responsible for carrying out:

1. Child or adult protective investigations;
2. Ongoing child or adult protective services;
3. Early intervention and prevention services;
4. Healthy Start services;

5. Licensure or approval of adoptive homes, foster homes, child care facilities, facilities licensed under chapter 393, family day care homes, providers who receive school readiness funding under part VI of chapter

1002, or other homes used to provide for the care and welfare of children; or

6. Employment screening for caregivers in residential group homes; or

7. Services for victims of domestic violence when provided by certified domestic violence centers working at the department's request as case consultants or with shared clients.

Also, employees or agents of the Department of Juvenile Justice responsible for the provision of services to children, pursuant to chapters 984 and 985.

(d) The parent or legal custodian of any child who is alleged to have been abused, abandoned, or neglected, and the child, and their attorneys, including any attorney representing a child in civil or criminal proceedings. This access shall be made available no later than 60 days after the department receives the initial report of abuse, neglect, or abandonment. However, any information otherwise made confidential or exempt by law shall not be released pursuant to this paragraph.

(e) Any person alleged in the report as having caused the abuse, abandonment, or neglect of a child. This access shall be made available no later than 60 days after the department receives the initial report of abuse, neglect, or abandonment, or neglect and, when the alleged perpetrator is not a parent, shall be limited to information involving the protective investigation only and shall not include any information relating to subsequent dependency proceedings. However, any information otherwise made confidential or exempt by law shall not be released pursuant to this paragraph.

Section 4. Paragraph (a) of subsection (9) of section 39.301, Florida Statutes, is amended, and subsection (23) is added to that section, to read:

39.301 Initiation of protective investigations.—

(9)(a) For each report received from the central abuse hotline and accepted for investigation, the department or the sheriff providing child protective investigative services under s. 39.3065, shall perform the following child protective investigation activities to determine child safety:

1. Conduct a review of all relevant, available information specific to the child and family and alleged maltreatment; family child welfare history; local, state, and federal criminal records checks; and requests for law enforcement assistance provided by the abuse hotline. Based on a review of available information, including the allegations in the current report, a determination shall be made as to whether immediate consultation should occur with law enforcement, the child protection team, a domestic violence shelter or advocate, or a substance abuse or mental health professional. Such consultations should include discussion as to whether a joint response is necessary and feasible. A determination shall be made as to whether the person making the report should be contacted before the face-to-face interviews with the child and family members.

2. Conduct face-to-face interviews with the child; other siblings, if any; and the parents, legal custodians, or caregivers.

3. Assess the child's residence, including a determination of the composition of the family and household, including the name, address, date of birth, social security number, sex, and race of each child named in the report; any siblings or other children in the same household or in the care of the same adults; the parents, legal custodians, or caregivers; and any other adults in the same household.

4. Determine whether there is any indication that any child in the family or household has been abused, abandoned, or neglected; the nature and extent of present or prior injuries, abuse, or neglect, and any evidence thereof; and a determination as to the person or persons apparently responsible for the abuse, abandonment, or neglect, including the name, address, date of birth, social security number, sex, and race of each such person.

5. Complete assessment of immediate child safety for each child based on available records, interviews, and observations with all persons named in subparagraph 2. and appropriate collateral contacts,

which may include other professionals. The department's child protection investigators are hereby designated a criminal justice agency for the purpose of accessing criminal justice information to be used for enforcing this state's laws concerning the crimes of child abuse, abandonment, and neglect. This information shall be used solely for purposes supporting the detection, apprehension, prosecution, pretrial release, posttrial release, or rehabilitation of criminal offenders or persons accused of the crimes of child abuse, abandonment, or neglect and may not be further disseminated or used for any other purpose.

6. Document the present and impending dangers to each child based on the identification of inadequate protective capacity through utilization of a standardized safety assessment instrument. If present or impending danger is identified, the child protective investigator must implement a safety plan or take the child into custody. If present danger is identified and the child is not removed, the child protective investigator shall create and implement a safety plan before leaving the home or the location where there is present danger. If impending danger is identified, the child protective investigator shall create and implement a safety plan as soon as necessary to protect the safety of the child. The child protective investigator may modify the safety plan if he or she identifies additional impending danger.

a. If the child protective investigator implements a safety plan, the plan must be specific, sufficient, feasible, and sustainable in response to the realities of the present or impending danger. A safety plan may be an in-home plan or an out-of-home plan, or a combination of both. A safety plan may include tasks or responsibilities for a parent, caregiver, or legal custodian. However, a safety plan may not rely on promissory commitments by the parent, caregiver, or legal custodian who is currently not able to protect the child or on services that are not available or will not result in the safety of the child. A safety plan may not be implemented if for any reason the parents, guardian, or legal custodian lacks the capacity or ability to comply with the plan. If the department is not able to develop a plan that is specific, sufficient, feasible, and sustainable, the department shall file a shelter petition. A child protective investigator shall implement separate safety plans for the perpetrator of domestic violence, *if the investigator, using reasonable efforts, can locate the perpetrator to implement a safety plan*, and for the parent who is a victim of domestic violence as defined in s. 741.28. *Reasonable efforts to locate a perpetrator include, but are not limited to, a diligent search pursuant to the same requirements as in s. 39.503.* If the perpetrator of domestic violence is not the parent, guardian, or legal custodian of any child in the home and if the department does not intend to file a shelter petition or dependency petition that will assert allegations against the perpetrator as a parent of a child in the home, the child protective investigator shall seek issuance of an injunction authorized by s. 39.504 to implement a safety plan for the perpetrator and impose any other conditions to protect the child. The safety plan for the parent who is a victim of domestic violence may not be shared with the perpetrator. If any party to a safety plan fails to comply with the safety plan resulting in the child being unsafe, the department shall file a shelter petition.

b. The child protective investigator shall collaborate with the community-based care lead agency in the development of the safety plan as necessary to ensure that the safety plan is specific, sufficient, feasible, and sustainable. The child protective investigator shall identify services necessary for the successful implementation of the safety plan. The child protective investigator and the community-based care lead agency shall mobilize service resources to assist all parties in complying with the safety plan. The community-based care lead agency shall prioritize safety plan services to families who have multiple risk factors, including, but not limited to, two or more of the following:

- (I) The parent or legal custodian is of young age;
- (II) The parent or legal custodian, or an adult currently living in or frequently visiting the home, has a history of substance abuse, mental illness, or domestic violence;
- (III) The parent or legal custodian, or an adult currently living in or frequently visiting the home, has been previously found to have physically or sexually abused a child;
- (IV) The parent or legal custodian or an adult currently living in or frequently visiting the home has been the subject of multiple allegations by reputable reports of abuse or neglect;

(V) The child is physically or developmentally disabled; or

(VI) The child is 3 years of age or younger.

c. The child protective investigator shall monitor the implementation of the plan to ensure the child's safety until the case is transferred to the lead agency at which time the lead agency shall monitor the implementation.

(23) *If, at any time during a child protective investigation, a child is born into a family under investigation or a child moves into the home under investigation, the child protective investigator shall add the child to the investigation and assess the child's safety pursuant to subsection (7) and paragraph (9)(a).*

Section 5. Subsections (1) and (7) of section 39.302, Florida Statutes, are amended to read:

39.302 Protective investigations of institutional child abuse, abandonment, or neglect.—

(1) The department shall conduct a child protective investigation of each report of institutional child abuse, abandonment, or neglect. Upon receipt of a report that alleges that an employee or agent of the department, or any other entity or person covered by s. 39.01(32) or (48) (47), acting in an official capacity, has committed an act of child abuse, abandonment, or neglect, the department shall initiate a child protective investigation within the timeframe established under s. 39.201(5) and notify the appropriate state attorney, law enforcement agency, and licensing agency, which shall immediately conduct a joint investigation, unless independent investigations are more feasible. When conducting investigations or having face-to-face interviews with the child, investigation visits shall be unannounced unless it is determined by the department or its agent that unannounced visits threaten the safety of the child. If a facility is exempt from licensing, the department shall inform the owner or operator of the facility of the report. Each agency conducting a joint investigation is entitled to full access to the information gathered by the department in the course of the investigation. A protective investigation must include an interview with the child's parent or legal guardian. The department shall make a full written report to the state attorney within 3 working days after making the oral report. A criminal investigation shall be coordinated, whenever possible, with the child protective investigation of the department. Any interested person who has information regarding the offenses described in this subsection may forward a statement to the state attorney as to whether prosecution is warranted and appropriate. Within 15 days after the completion of the investigation, the state attorney shall report the findings to the department and shall include in the report a determination of whether or not prosecution is justified and appropriate in view of the circumstances of the specific case.

(7) When an investigation of institutional abuse, neglect, or abandonment is closed and a person is not identified as a caregiver responsible for the abuse, neglect, or abandonment alleged in the report, the fact that the person is named in some capacity in the report may not be used in any way to adversely affect the interests of that person. This prohibition applies to any use of the information in employment screening, licensing, child placement, adoption, or any other decisions by a private adoption agency or a state agency or its contracted providers.

(a) *However, if such a person is a licensee of the department and is named in any capacity in three or more reports within a 5-year period, the department may review those reports and determine whether the information contained in the reports is relevant for purposes of determining whether the person's license should be renewed or revoked. If the information is relevant to the decision to renew or revoke the license, the department may rely on the information contained in the report in making that decision.*

(b) *Likewise, if a person is employed as a caregiver in a residential group home licensed pursuant to s. 409.175 and is named in any capacity in three or more reports within a 5-year period, the department may review all reports for the purposes of the employment screening required pursuant to s. 409.145(2)(e).*

Section 6. Paragraph (c) of subsection (8) of section 39.402, Florida Statutes, is amended to read:

39.402 Placement in a shelter.—

(8)

(c) At the shelter hearing, the court shall:

1. Appoint a guardian ad litem to represent the best interest of the child, unless the court finds that such representation is unnecessary;

2. Inform the parents or legal custodians of their right to counsel to represent them at the shelter hearing and at each subsequent hearing or proceeding, and the right of the parents to appointed counsel, pursuant to the procedures set forth in s. 39.013; ~~and~~

3. Give the parents or legal custodians an opportunity to be heard and to present evidence; *and*

4. *Inquire of those present at the shelter hearing as to the identity and location of the legal father. In determining who the legal father of the child may be, the court shall inquire under oath of those present at the shelter hearing whether they have any of the following information:*

a. Whether the mother of the child was married at the probable time of conception of the child or at the time of birth of the child.

b. Whether the mother was cohabiting with a male at the probable time of conception of the child.

c. Whether the mother has received payments or promises of support with respect to the child or because of her pregnancy from a man who claims to be the father.

d. Whether the mother has named any man as the father on the birth certificate of the child or in connection with applying for or receiving public assistance.

e. Whether any man has acknowledged or claimed paternity of the child in a jurisdiction in which the mother resided at the time of or since conception of the child or in which the child has resided or resides.

f. Whether a man is named on the birth certificate of the child pursuant to s. 382.013(2).

g. Whether a man has been determined by a court order to be the father of the child.

h. Whether a man has been determined to be the father of the child by the Department of Revenue as provided in s. 409.256.

Section 7. Subsections (1), (6), and (8) of section 39.503, Florida Statutes, are amended, subsection (9) is added to that section, and subsection (7) of that section is republished, to read:

39.503 Identity or location of parent unknown; special procedures.—

(1) If the identity or location of a parent is unknown and a petition for dependency or shelter is filed, the court shall conduct *under oath* the following inquiry of the parent or legal custodian who is available, or, if no parent or legal custodian is available, of any relative or custodian of the child who is present at the hearing and likely to have *any of the following* information:

(a) Whether the mother of the child was married at the probable time of conception of the child or at the time of birth of the child.

(b) Whether the mother was cohabiting with a male at the probable time of conception of the child.

(c) Whether the mother has received payments or promises of support with respect to the child or because of her pregnancy from a man who claims to be the father.

(d) Whether the mother has named any man as the father on the birth certificate of the child or in connection with applying for or receiving public assistance.

(e) Whether any man has acknowledged or claimed paternity of the child in a jurisdiction in which the mother resided at the time of or since conception of the child, or in which the child has resided or resides.

(f) Whether a man is named on the birth certificate of the child pursuant to s. 382.013(2).

(g) Whether a man has been determined by a court order to be the father of the child.

(h) Whether a man has been determined to be the father of the child by the Department of Revenue as provided in s. 409.256.

(6) The diligent search required by subsection (5) must include, at a minimum, inquiries of all relatives of the parent or prospective parent made known to the petitioner, inquiries of all offices of program areas of the department likely to have information about the parent or prospective parent, inquiries of other state and federal agencies likely to have information about the parent or prospective parent, inquiries of appropriate utility and postal providers, a thorough search of at least one electronic database specifically designed for locating persons, *a search of the Florida Putative Father Registry*, and inquiries of appropriate law enforcement agencies. Pursuant to s. 453 of the Social Security Act, 42 U.S.C. s. 653(c)(4), the department, as the state agency administering Titles IV-B and IV-E of the act, shall be provided access to the federal and state parent locator service for diligent search activities.

(7) Any agency contacted by a petitioner with a request for information pursuant to subsection (6) shall release the requested information to the petitioner without the necessity of a subpoena or court order.

(8) If the inquiry and diligent search identifies a prospective parent, that person must be given the opportunity to become a party to the proceedings by completing a sworn affidavit of parenthood and filing it with the court or the department. A prospective parent who files a sworn affidavit of parenthood while the child is a dependent child but no later than at the time of or ~~before~~ *prior to* the adjudicatory hearing in any termination of parental rights proceeding for the child shall be considered a parent for all purposes under this section unless the other parent contests the determination of parenthood. If the known parent contests the recognition of the prospective parent as a parent, the prospective parent ~~may~~ *shall* not be recognized as a parent until proceedings to determine maternity or paternity under chapter 742 have been concluded. However, the prospective parent shall continue to receive notice of hearings as a participant pending results of the chapter 742 proceedings to determine maternity or paternity.

(9) If the diligent search under subsection (5) fails to identify and locate a parent or prospective parent, the court shall so find and may proceed without further notice.

Section 8. Section 39.504, Florida Statutes, is amended to read:

39.504 Injunction ~~pending disposition of petition~~; penalty.—

(1) At any time after a protective investigation has been initiated pursuant to part III of this chapter, the court, upon the request of the department, a law enforcement officer, the state attorney, or other responsible person, or upon its own motion, may, if there is reasonable cause, issue an injunction to prevent any act of child abuse. Reasonable cause for the issuance of an injunction exists if there is evidence of child abuse or if there is a reasonable likelihood of such abuse occurring based upon a recent overt act or failure to act. *If there is a pending dependency proceeding regarding the child whom the injunction is sought to protect, the judge hearing the dependency proceeding must also hear the injunction proceeding regarding the child.*

(2) The petitioner seeking the injunction shall file a verified petition, or a petition along with an affidavit, setting forth the specific actions by the alleged offender from which the child must be protected and all remedies sought. Upon filing the petition, the court shall set a hearing to be held at the earliest possible time. Pending the hearing, the court may issue a temporary ex parte injunction, with verified pleadings or affidavits as evidence. The temporary ex parte injunction pending a hearing is effective for up to 15 days and the hearing must be held within that period unless continued for good cause shown, which may include obtaining service of process, in which case the temporary ex parte injunction shall be extended for the continuance period. The hearing may be held sooner if the alleged offender has received reasonable notice.

(3) Before the hearing, the alleged offender must be personally served with a copy of the petition, all other pleadings related to the petition, a notice of hearing, and, if one has been entered, the temporary injunction. *If the petitioner cannot locate the alleged offender for service after a diligent search pursuant to the same requirements as in s. 39.503 and the filing of an affidavit of diligent search, the court may enter the injunction based on the sworn petition and any affidavits. At the hearing, the court may base its determination on a sworn petition, testimony, or an affidavit and may hear all relevant and material evidence, including oral and written reports, to the extent of its probative value even though it would not be competent evidence at an adjudicatory hearing.* Following the hearing, the court may enter a final injunction. The court may grant a continuance of the hearing at any time for good cause shown by any party. If a temporary injunction has been entered, it shall be continued during the continuance.

(4) If an injunction is issued under this section, the primary purpose of the injunction must be to protect and promote the best interests of the child, taking the preservation of the child's immediate family into consideration.

(a) The injunction applies to the alleged or actual offender in a case of child abuse or acts of domestic violence. The conditions of the injunction shall be determined by the court, which may include ordering the alleged or actual offender to:

1. Refrain from further abuse or acts of domestic violence.
2. Participate in a specialized treatment program.
3. Limit contact or communication with the child victim, other children in the home, or any other child.
4. Refrain from contacting the child at home, school, work, or wherever the child may be found.
5. Have limited or supervised visitation with the child.
6. Vacate the home in which the child resides.
7. Comply with the terms of a safety plan implemented in the injunction pursuant to s. 39.301.

(b) Upon proper pleading, the court may award the following relief in a temporary ex parte or final injunction:

1. Exclusive use and possession of the dwelling to the caregiver or exclusion of the alleged or actual offender from the residence of the caregiver.
2. Temporary support for the child or other family members.
3. The costs of medical, psychiatric, and psychological treatment for the child incurred due to the abuse, and similar costs for other family members.

This paragraph does not preclude an adult victim of domestic violence from seeking protection for himself or herself under s. 741.30.

(c) The terms of the final injunction shall remain in effect until modified or dissolved by the court. The petitioner, respondent, or caregiver may move at any time to modify or dissolve the injunction. Notice of hearing on the motion to modify or dissolve the injunction must be provided to all parties, including the department. The injunction is valid and enforceable in all counties in the state.

(5) Service of process on the respondent shall be carried out pursuant to s. 741.30. The department shall deliver a copy of any injunction issued pursuant to this section to the protected party or to a parent, caregiver, or individual acting in the place of a parent who is not the respondent. Law enforcement officers may exercise their arrest powers as provided in s. 901.15(6) to enforce the terms of the injunction.

(6) Any person who fails to comply with an injunction issued pursuant to this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(7) The person against whom an injunction is entered under this section does not automatically become a party to a subsequent dependency action concerning the same child.

Section 9. Paragraph (b) of subsection (7) of section 39.507, Florida Statutes, is amended to read:

39.507 Adjudicatory hearings; orders of adjudication.—

(7)

(b) However, the court must determine whether each parent or legal custodian identified in the case abused, abandoned, or neglected the child or engaged in conduct that placed the child at substantial risk of imminent abuse, abandonment, or neglect ~~in a subsequent evidentiary hearing~~. ~~If a second parent is served and brought into the proceeding after the adjudication and if an~~ ~~the~~ ~~evidentiary hearing for the second parent is conducted subsequent to the adjudication of the child,~~ the court shall supplement the adjudicatory order, disposition order, and the case plan, as necessary. *The petitioner is not required to prove actual harm or actual abuse by the second parent in order for the court to make supplemental findings regarding the conduct of the second parent. The court is not required to conduct an evidentiary hearing for the second parent in order to supplement the adjudicatory order, the disposition order, and the case plan if the requirements of s. 39.506(3) or (5) are satisfied.* With the exception of proceedings pursuant to s. 39.811, the child's dependency status may not be retried or readjudicated.

Section 10. Paragraph (a) of subsection (2) of section 39.5085, Florida Statutes, is amended to read:

39.5085 Relative Caregiver Program.—

(2)(a) The Department of Children and Families shall establish, ~~and~~ ~~operate,~~ ~~and implement~~ the Relative Caregiver Program ~~pursuant to~~ ~~eligibility guidelines established in this section as further implemented~~ by rule of the department. The Relative Caregiver Program shall, within the limits of available funding, provide financial assistance to:

1. Relatives who are within the fifth degree by blood or marriage to the parent or stepparent of a child and who are caring full-time for that dependent child in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the relative under this chapter.

2. Relatives who are within the fifth degree by blood or marriage to the parent or stepparent of a child and who are caring full-time for that dependent child, and a dependent half-brother or half-sister of that dependent child, in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the relative under this chapter.

3. Nonrelatives who are willing to assume custody and care of a dependent child in the role of substitute parent as a result of a court's determination of child abuse, neglect, or abandonment and subsequent placement with the nonrelative caregiver under this chapter. The court must find that a proposed placement under this subparagraph is in the best interest of the child.

4. *A relative or nonrelative caregiver, but the relative or nonrelative caregiver may not receive a Relative Caregiver Program payment if the parent or stepparent of the child resides in the home. However, a relative or nonrelative may receive the Relative Caregiver Program payment for a minor parent who is in his or her care, as well as for the minor parent's child, if both children have been adjudicated dependent and meet all other eligibility requirements. If the caregiver is currently receiving the payment, the Relative Caregiver Program payment must be terminated no later than the first of the following month after the parent or stepparent moves into the home, allowing for 10-day notice of adverse action.*

The placement may be court-ordered temporary legal custody to the relative or nonrelative under protective supervision of the department pursuant to s. 39.521(1)(c)3. ~~s. 39.521(1)(b)3,~~ or court-ordered placement in the home of a relative or nonrelative as a permanency option under s. 39.6221 or s. 39.6231 or under former s. 39.622 if the placement was made before July 1, 2006. The Relative Caregiver Program shall offer financial assistance to caregivers who would be unable to serve in that capacity without the caregiver payment because of financial bur-

den, thus exposing the child to the trauma of placement in a shelter or in foster care.

Section 11. Subsections (1), (2), (6), and (7) of section 39.521, Florida Statutes, are amended to read:

39.521 Disposition hearings; powers of disposition.—

(1) A disposition hearing shall be conducted by the court, if the court finds that the facts alleged in the petition for dependency were proven in the adjudicatory hearing, or if the parents or legal custodians have consented to the finding of dependency or admitted the allegations in the petition, have failed to appear for the arraignment hearing after proper notice, or have not been located despite a diligent search having been conducted.

(a) A written case plan and a *family functioning assessment pre-disposition study* prepared by an authorized agent of the department must be approved by filed with the court. *The department must file the case plan and the family functioning assessment with the court, serve a copy of the case plan on, served upon* the parents of the child, and provide a copy of the case plan provided to the representative of the guardian ad litem program, if the program has been appointed, and a copy provided to all other parties:

1. Not less than 72 hours before the disposition hearing, *if the disposition hearing occurs on or after the 60th day after the date the child was placed in out-of-home care*. All such case plans must be approved by the court.

2. *Not less than 72 hours before the case plan acceptance hearing, if the disposition hearing occurs before the 60th day after the date the child was placed in out-of-home care and a case plan has not been submitted pursuant to this paragraph, or if the court does not approve the case plan at the disposition hearing. The case plan acceptance hearing must occur, the court must set a hearing* within 30 days after the disposition hearing to review and approve the case plan.

(b) The court may grant an exception to the requirement for a *family functioning assessment pre-disposition study* by separate order or within the judge's order of disposition upon finding that all the family and child information required by subsection (2) is available in other documents filed with the court.

(c)(b) When any child is adjudicated by a court to be dependent, the court having jurisdiction of the child has the power by order to:

1. Require the parent and, when appropriate, the legal custodian and the child to participate in treatment and services identified as necessary. The court may require the person who has custody or who is requesting custody of the child to submit to a mental health or substance abuse disorder assessment or evaluation. The order may be made only upon good cause shown and pursuant to notice and procedural requirements provided under the Florida Rules of Juvenile Procedure. The mental health assessment or evaluation must be administered by a qualified professional as defined in s. 39.01, and the substance abuse assessment or evaluation must be administered by a qualified professional as defined in s. 397.311. The court may also require such person to participate in and comply with treatment and services identified as necessary, including, when appropriate and available, participation in and compliance with a mental health court program established under chapter 394 or a treatment-based drug court program established under s. 397.334. *Adjudication of a child as dependent based upon evidence of harm as defined in s. 39.01(30)(g) demonstrates good cause, and the court shall require the parent whose actions caused the harm to submit to a substance abuse disorder assessment or evaluation and to participate and comply with treatment and services identified in the assessment or evaluation as being necessary.* In addition to supervision by the department, the court, including the mental health court program or the treatment-based drug court program, may oversee the progress and compliance with treatment by a person who has custody or is requesting custody of the child. The court may impose appropriate available sanctions for noncompliance upon a person who has custody or is requesting custody of the child or make a finding of noncompliance for consideration in determining whether an alternative placement of the child is in the child's best interests. Any order entered under this subparagraph may be made only upon good cause shown. This subparagraph does not authorize placement of a child with a person seek-

ing custody of the child, other than the child's parent or legal custodian, who requires mental health or substance abuse disorder treatment.

2. Require, if the court deems necessary, the parties to participate in dependency mediation.

3. Require placement of the child either under the protective supervision of an authorized agent of the department in the home of one or both of the child's parents or in the home of a relative of the child or another adult approved by the court, or in the custody of the department. Protective supervision continues until the court terminates it or until the child reaches the age of 18, whichever date is first. Protective supervision shall be terminated by the court whenever the court determines that permanency has been achieved for the child, whether with a parent, another relative, or a legal custodian, and that protective supervision is no longer needed. The termination of supervision may be with or without retaining jurisdiction, at the court's discretion, and shall in either case be considered a permanency option for the child. The order terminating supervision by the department must set forth the powers of the custodian of the child and include the powers ordinarily granted to a guardian of the person of a minor unless otherwise specified. Upon the court's termination of supervision by the department, further judicial reviews are not required if permanency has been established for the child.

(d)(e) At the conclusion of the disposition hearing, the court shall schedule the initial judicial review hearing which must be held no later than 90 days after the date of the disposition hearing or after the date of the hearing at which the court approves the case plan, whichever occurs earlier, but in no event shall the review hearing be held later than 6 months after the date of the child's removal from the home.

(e)(d) The court shall, in its written order of disposition, include all of the following:

1. The placement or custody of the child.
2. Special conditions of placement and visitation.
3. Evaluation, counseling, treatment activities, and other actions to be taken by the parties, if ordered.
4. The persons or entities responsible for supervising or monitoring services to the child and parent.
5. Continuation or discharge of the guardian ad litem, as appropriate.
6. The date, time, and location of the next scheduled review hearing, which must occur within the earlier of:
 - a. Ninety days after the disposition hearing;
 - b. Ninety days after the court accepts the case plan;
 - c. Six months after the date of the last review hearing; or
 - d. Six months after the date of the child's removal from his or her home, if no review hearing has been held since the child's removal from the home.
7. If the child is in an out-of-home placement, child support to be paid by the parents, or the guardian of the child's estate if possessed of assets which under law may be disbursed for the care, support, and maintenance of the child. The court may exercise jurisdiction over all child support matters, shall adjudicate the financial obligation, including health insurance, of the child's parents or guardian, and shall enforce the financial obligation as provided in chapter 61. The state's child support enforcement agency shall enforce child support orders under this section in the same manner as child support orders under chapter 61. Placement of the child shall not be contingent upon issuance of a support order.
- 8.a. If the court does not commit the child to the temporary legal custody of an adult relative, legal custodian, or other adult approved by the court, the disposition order shall include the reasons for such a decision and shall include a determination as to whether diligent efforts were made by the department to locate an adult relative, legal custodian, or other adult willing to care for the child in order to present that

placement option to the court instead of placement with the department.

b. If no suitable relative is found and the child is placed with the department or a legal custodian or other adult approved by the court, both the department and the court shall consider transferring temporary legal custody to an adult relative approved by the court at a later date, but neither the department nor the court is obligated to so place the child if it is in the child's best interest to remain in the current placement.

For the purposes of this section, "diligent efforts to locate an adult relative" means a search similar to the diligent search for a parent, but without the continuing obligation to search after an initial adequate search is completed.

9. Other requirements necessary to protect the health, safety, and well-being of the child, to preserve the stability of the child's educational placement, and to promote family preservation or reunification whenever possible.

~~(f)(e)~~ If the court finds that *an in-home safety plan prepared or approved by the department* ~~the prevention or reunification efforts of the department~~ will allow the child to remain safely at home or *that conditions for return have been met and an in-home safety plan prepared or approved by the department will allow the child* to be safely returned to the home, the court shall allow the child to remain in or return to the home after making a specific finding of fact that ~~the reasons for removal have been remedied to the extent that~~ the child's safety, well-being, and physical, mental, and emotional health will not be endangered.

~~(g)(f)~~ If the court places the child in an out-of-home placement, the disposition order must include a written determination that the child cannot safely remain at home with *an in-home safety plan* ~~reunification or family preservation services~~ and that removal of the child is necessary to protect the child. If the child is removed before the disposition hearing, the order must also include a written determination as to whether, after removal, the department made a reasonable effort to reunify the parent and child. Reasonable efforts to reunify are not required if the court finds that any of the acts listed in s. 39.806(1)(f)-(l) have occurred. The department has the burden of demonstrating that it made reasonable efforts.

1. For the purposes of this paragraph, the term "reasonable effort" means the exercise of reasonable diligence and care by the department to provide the services ordered by the court or delineated in the case plan.

2. In support of its determination as to whether reasonable efforts have been made, the court shall:

a. Enter written findings as to whether *an in-home safety plan could have prevented removal* ~~prevention or reunification efforts were indicated~~.

b. If *an in-home safety plan was* ~~prevention or reunification efforts were indicated~~, include a brief written description of what appropriate and available *safety management services* ~~prevention and reunification efforts were initiated~~ made.

c. Indicate in writing why further efforts could or could not have prevented or shortened the separation of the parent and child.

3. A court may find that the department made a reasonable effort to prevent or eliminate the need for removal if:

a. The first contact of the department with the family occurs during an emergency;

b. The *department's assessment* ~~appraisal by the department~~ of the home situation indicates a substantial and immediate danger to the child's safety or physical, mental, or emotional health which cannot be mitigated by the provision of *safety management* ~~preventive~~ services;

c. The child cannot safely remain at home, because there are no *safety management* ~~preventive~~ services that can ensure the health and safety of the child or, even with appropriate and available services being provided, the health and safety of the child cannot be ensured; or

d. The parent is alleged to have committed any of the acts listed as grounds for expedited termination of parental rights under s. 39.806(1)(f)-(l).

4. A reasonable effort by the department for reunification has been made if the appraisal of the home situation by the department indicates that the severity of the conditions of dependency is such that reunification efforts are inappropriate. The department has the burden of demonstrating to the court that reunification efforts were inappropriate.

5. If the court finds that the *provision of safety management services* ~~by prevention or reunification effort~~ of the department would not have permitted the child to remain safely at home, the court may commit the child to the temporary legal custody of the department or take any other action authorized by this chapter.

(2) The *family functioning assessment* ~~pre-disposition study~~ must provide the court with the following documented information:

(a) *Evidence of maltreatment and the circumstances accompanying the maltreatment.*

(b) *Identification of all danger threats active in the home.*

(c) *An assessment of the adult functioning of the parents.*

(d) *An assessment of the parents' general parenting practices and the parents' disciplinary approach and behavior management methods.*

(e) *An assessment of the parents' behavioral, emotional, and cognitive protective capacities.*

(f) *An assessment of child functioning.*

(g) *A safety analysis describing the capacity for an in-home safety plan to control the conditions that result in the child being unsafe and the specific actions necessary to keep the child safe.*

(h) *Identification of the conditions for return which would allow the child to be placed safely back into the home with an in-home safety plan and any safety management services necessary to ensure the child's safety.*

~~(a) The capacity and disposition of the parents to provide the child with food, clothing, medical care, or other remedial care recognized and permitted under the laws of this state in lieu of medical care, and other material needs.~~

~~(b) The length of time the child has lived in a stable, satisfactory environment and the desirability of maintaining continuity.~~

~~(c) The mental and physical health of the parents.~~

~~(d) The home, school, and community record of the child.~~

~~(i)(e)~~ The reasonable preference of the child, if the court deems the child to be of sufficient intelligence, understanding, and experience to express a preference.

~~(f) Evidence of domestic violence or child abuse.~~

~~(g) An assessment defining the dangers and risks of returning the child home, including a description of the changes in and resolutions to the initial risks.~~

~~(h) A description of what risks are still present and what resources are available and will be provided for the protection and safety of the child.~~

~~(i) A description of the benefits of returning the child home.~~

~~(j) A description of all unresolved issues.~~

~~(j)(k)~~ *Child welfare* ~~A Florida Abuse Hotline Information System (FAHIS) history from the department's Statewide Automated Child Welfare Information System (SACWIS) and criminal records check for all caregivers, family members, and individuals residing within the household from which the child was removed.~~

(k)(4) The complete report and recommendation of the child protection team of the Department of Health or, if no report exists, a statement reflecting that no report has been made.

(l)(m) All opinions or recommendations from other professionals or agencies that provide evaluative, social, reunification, or other services to the parent and child.

(m)(n) A listing of appropriate and available *safety management prevention and reunification* services for the parent and child to prevent the removal of the child from the home or to reunify the child with the parent after removal, ~~including the availability of family preservation services~~ and an explanation of the following:

1. If the services were or were not provided.
2. If the services were provided, the outcome of the services.
3. If the services were not provided, why they were not provided.
4. If the services are currently being provided and if they need to be continued.

~~(o) A listing of other prevention and reunification services that were available but determined to be inappropriate and why.~~

~~(p) Whether dependency mediation was provided.~~

(n)(q) If the child has been removed from the home and there is a parent who may be considered for custody pursuant to this section, a recommendation as to whether placement of the child with that parent would be detrimental to the child.

(o)(r) If the child has been removed from the home and will be remaining with a relative, parent, or other adult approved by the court, a home study report concerning the proposed placement shall be *provided to the court included in the predisposition report*. Before recommending to the court any out-of-home placement for a child other than placement in a licensed shelter or foster home, the department shall conduct a study of the home of the proposed legal custodians, which must include, at a minimum:

1. An interview with the proposed legal custodians to assess their ongoing commitment and ability to care for the child.
2. Records checks through the State Automated Child Welfare Information System (SACWIS), and local and statewide criminal and juvenile records checks through the Department of Law Enforcement, on all household members 12 years of age or older. In addition, the fingerprints of any household members who are 18 years of age or older may be submitted to the Department of Law Enforcement for processing and forwarding to the Federal Bureau of Investigation for state and national criminal history information. The department has the discretion to request State Automated Child Welfare Information System (SACWIS) and local, statewide, and national criminal history checks and fingerprinting of any other visitor to the home who is made known to the department. Out-of-state criminal records checks must be initiated for any individual who has resided in a state other than Florida if that state's laws allow the release of these records. The out-of-state criminal records must be filed with the court within 5 days after receipt by the department or its agent.
3. An assessment of the physical environment of the home.
4. A determination of the financial security of the proposed legal custodians.
5. A determination of suitable child care arrangements if the proposed legal custodians are employed outside of the home.
6. Documentation of counseling and information provided to the proposed legal custodians regarding the dependency process and possible outcomes.
7. Documentation that information regarding support services available in the community has been provided to the proposed legal custodians.

8. *The reasonable preference of the child, if the court deems the child to be of sufficient intelligence, understanding, and experience to express a preference.*

The department may not place the child or continue the placement of the child in a home under shelter or postdisposition placement if the results of the home study are unfavorable, unless the court finds that this placement is in the child's best interest.

(p)(s) If the child has been removed from the home, a determination of the amount of child support each parent will be required to pay pursuant to s. 61.30.

~~(t) If placement of the child with anyone other than the child's parent is being considered, the predisposition study shall include the designation of a specific length of time as to when custody by the parent will be reconsidered.~~

Any other relevant and material evidence, including other written or oral reports, may be received by the court in its effort to determine the action to be taken with regard to the child and may be relied upon to the extent of its probative value, even though not competent in an adjudicatory hearing. Except as otherwise specifically provided, nothing in this section prohibits the publication of proceedings in a hearing.

(6) With respect to a child who is the subject in proceedings under this chapter, the court may issue to the department an order to show cause why it should not return the child to the custody of the parents upon *the presentation of evidence that the conditions for return of the child have been met expiration of the case plan, or sooner if the parents have substantially complied with the case plan.*

(7) The court may enter an order ending its jurisdiction over a child when a child has been returned to the parents, provided the court shall not terminate its jurisdiction or the department's supervision over the child until 6 months after the child's return. *The department shall supervise the placement of the child after reunification for at least 6 months with each parent or legal custodian from whom the child was removed.* The court shall determine whether its jurisdiction should be continued or terminated in such a case based on a report of the department or agency or the child's guardian ad litem, and any other relevant factors; if its jurisdiction is to be terminated, the court shall enter an order to that effect.

Section 12. Subsections (2) and (3) of section 39.522, Florida Statutes, are amended to read:

39.522 Postdisposition change of custody.—The court may change the temporary legal custody or the conditions of protective supervision at a postdisposition hearing, without the necessity of another adjudicatory hearing.

(2) In cases where the issue before the court is whether a child should be reunited with a parent, the court shall *review the conditions for return and determine whether the circumstances that caused the out-of-home placement and issues subsequently identified have been remedied parent has substantially complied with the terms of the case plan* to the extent that the *return of the child to the home with an in-home safety plan prepared or approved by the department will not be detrimental to the child's safety, well-being, and physical, mental, and emotional health of the child is not endangered by the return of the child to the home.*

(3) In cases where the issue before the court is whether a child who is placed in the custody of a parent should be reunited with the other parent upon a finding *that the circumstances that caused the out-of-home placement and issues subsequently identified have been remedied to the extent that the return of the child to the home of the other parent with an in-home safety plan prepared or approved by the department will not be detrimental to the child of substantial compliance with the terms of the case plan*, the standard shall be that the safety, well-being, and physical, mental, and emotional health of the child would not be endangered by reunification and that reunification would be in the best interest of the child.

Section 13. Effective January 1, 2018, section 39.523, Florida Statutes, is amended to read:

(Substantial rewording of section. See

s. 39.523, F.S., for present text.)

39.523 Placement in out-of-home care.—

(1) LEGISLATIVE FINDINGS AND INTENT.—

(a) The Legislature finds that it is a basic tenet of child welfare practice and the law that a child be placed in the least restrictive, most family-like setting available in close proximity to the home of his or her parents which meets the needs of the child, and that a child be placed in a permanent home in a timely manner.

(b) The Legislature also finds that there is an association between placements that do not meet the needs of the child and adverse outcomes for the child, that mismatching placements to children's needs has been identified as a factor that negatively impacts placement stability, and that identifying the right placement for each child requires effective assessment.

(c) It is the intent of the Legislature that whenever a child is unable to safely remain at home with a parent, the most appropriate available out-of-home placement shall be chosen after an assessment of the child's needs and the availability of caregivers qualified to meet the child's needs.

(2) ASSESSMENT AND PLACEMENT.—When any child is removed from a home and placed into out-of-home care, a comprehensive placement assessment process shall be completed to determine the level of care needed by the child and match the child with the most appropriate placement.

(a) The community-based care lead agency or sub-contracted agency with the responsibility for assessment and placement must coordinate a multi-disciplinary team staffing with any available individual currently involved with the child including, but not limited to, a representative from the department and the case manager for the child; a therapist, attorney ad-litem, guardian ad litem, teachers, coaches, Children's Medical Services; and other community providers of services to the child or stakeholders as applicable. The team may also include clergy, relatives, and fictive kin if appropriate. Team participants must gather data and information on the child which is known at the time including, but not limited to:

1. Mental, medical, behavioral health, and medication history;
2. Community ties and school placement;
3. Current placement decisions relating to any siblings;
4. Alleged type of abuse or neglect including sexual abuse and trafficking history; and
5. The child's age, maturity, strengths, hobbies or activities, and the child's preference for placement.

(b) The comprehensive placement assessment process may also include the use of an assessment instrument or tool that is best suited for the individual child.

(c) The most appropriate available out-of-home placement shall be chosen after consideration by all members of the multi-disciplinary team of all of the information and data gathered, including the results and recommendations of any evaluations conducted.

(d) Placement decisions for each child in out-of-home placement shall be reviewed as often as necessary to ensure permanency for that child and address special issues related to this population of children.

(e) The department, a sheriff's office acting under s. 39.3065, a community-based care lead agency, or a case management organization must document all placement assessments and placement decisions in the Florida Safe Families Network.

(f) If it is determined during the comprehensive placement assessment process that residential treatment as defined in s. 39.407 would be suitable for the child, the procedures in that section must be followed.

(3) JUDICIAL REVIEW.—At each judicial review, the court shall consider the results of the assessment, the placement decision made for the child, and services provided to the child as required under s. 39.701.

(4) DATA COLLECTION.—The department shall collect the following information by community-based care lead agencies and post it on the Department of Children and Families' website. The information is to be updated on January 1 and July 1 of each year.

(a) The number of children placed with relatives and nonrelatives, in family foster homes, and in residential group care.

(b) An inventory of available services that are necessary to maintain children in the least restrictive setting that meets the needs of the child and a plan for filling any identified gap in those services.

(c) The number of children who were placed based upon the assessment.

(d) An inventory of existing placements for children by type and by community-based care lead agency.

(e) The strategies being used by community-based care lead agencies to recruit, train, and support an adequate number of families to provide home-based family care.

(5) RULEMAKING.—The department may adopt rules to implement this section.

Section 14. Subsection (1) of section 39.6011, Florida Statutes, is amended to read:

39.6011 Case plan development.—

(1) The department shall prepare a draft of the case plan for each child receiving services under this chapter. A parent of a child may not be threatened or coerced with the loss of custody or parental rights for failing to admit in the case plan of abusing, neglecting, or abandoning a child. Participating in the development of a case plan is not an admission to any allegation of abuse, abandonment, or neglect, and it is not a consent to a finding of dependency or termination of parental rights. The case plan shall be developed subject to the following requirements:

(a) The case plan must be developed in a face-to-face conference with the parent of the child, any court-appointed guardian ad litem, and, if appropriate, the child and the temporary custodian of the child.

(b) Notwithstanding s. 39.202, the department may discuss confidential information during the case planning conference in the presence of individuals who participate in the conference. All individuals who participate in the conference shall maintain the confidentiality of all information shared during the case planning conference.

(c)(b) The parent may receive assistance from any person or social service agency in preparing the case plan. The social service agency, the department, and the court, when applicable, shall inform the parent of the right to receive such assistance, including the right to assistance of counsel.

(d)(e) If a parent is unwilling or unable to participate in developing a case plan, the department shall document that unwillingness or inability to participate. The documentation must be provided in writing to the parent when available for the court record, and the department shall prepare a case plan conforming as nearly as possible with the requirements set forth in this section. The unwillingness or inability of the parent to participate in developing a case plan does not preclude the filing of a petition for dependency or for termination of parental rights. The parent, if available, must be provided a copy of the case plan and be advised that he or she may, at any time before the filing of a petition for termination of parental rights, enter into a case plan and that he or she may request judicial review of any provision of the case plan with which he or she disagrees at any court hearing set for the child.

Section 15. Subsection (1) of section 39.6012, Florida Statutes, is amended to read:

39.6012 Case plan tasks; services.—

(1) The services to be provided to the parent and the tasks that must be completed are subject to the following:

(a) The services described in the case plan must be designed to improve the conditions in the home and aid in maintaining the child in the home, facilitate the child's safe return to the home, ensure proper care of the child, or facilitate the child's permanent placement. The services offered must be the least intrusive possible into the life of the parent and child, must focus on clearly defined objectives, and must provide the most efficient path to quick reunification or permanent placement given the circumstances of the case and the child's need for safe and proper care.

(b) The case plan must describe each of the tasks with which the parent must comply and the services to be provided to the parent, specifically addressing the identified problem, including:

1. The type of services or treatment.
2. The date the department will provide each service or referral for the service if the service is being provided by the department or its agent.
3. The date by which the parent must complete each task.
4. The frequency of services or treatment provided. The frequency of the delivery of services or treatment provided shall be determined by the professionals providing the services or treatment on a case-by-case basis and adjusted according to their best professional judgment.
5. The location of the delivery of the services.
6. The staff of the department or service provider accountable for the services or treatment.
7. A description of the measurable objectives, including the timeframes specified for achieving the objectives of the case plan and addressing the identified problem.

(c) *If there is evidence of harm as defined in s. 39.01(30)(g), the case plan must include as a required task for the parent whose actions caused the harm that the parent submit to a substance abuse disorder assessment or evaluation and participate and comply with treatment and services identified in the assessment or evaluation as being necessary.*

Section 16. Subsection (4) of section 39.6035, Florida Statutes, is amended to read:

39.6035 Transition plan.—

(4) ~~If a child is planning to leave care upon reaching 18 years of age, the transition plan must be approved by the court before the child's 18th birthday and must be attached to the case plan and updated before each judicial review child leaves care and the court terminates jurisdiction.~~

Section 17. Present subsections (2) through (11) of section 39.621, Florida Statutes, are redesignated as subsections (3) through (12), respectively, and a new subsection (2) is added to that section, to read:

39.621 Permanency determination by the court.—

(2) *The permanency goal of maintaining and strengthening the placement with a parent may be used in all of the following circumstances:*

(a) *If a child has not been removed from a parent, even if adjudication of dependency is withheld, the court may leave the child in the current placement with maintaining and strengthening the placement as a permanency option.*

(b) *If a child has been removed from a parent and is placed with the parent from whom the child was not removed, the court may leave the child in the placement with the parent from whom the child was not removed with maintaining and strengthening the placement as a permanency option.*

(c) *If a child has been removed from a parent and is subsequently reunified with that parent, the court may leave the child with that parent*

with maintaining and strengthening the placement as a permanency option.

Section 18. Subsection (7) is added to section 39.6221, Florida Statutes, to read:

39.6221 Permanent guardianship of a dependent child.—

(7) *The requirements of s. 61.13001 do not apply to permanent guardianships established under this section.*

Section 19. Paragraph (h) is added to subsection (1) of section 39.701, Florida Statutes, to read:

39.701 Judicial review.—

(1) GENERAL PROVISIONS.—

(h) *If a child is born into a family that is under the court's jurisdiction or a child moves into a home that is under the court's jurisdiction, the department shall assess the child's safety and provide notice to the court.*

1. *The department shall complete an assessment to determine how the addition of a child will impact family functioning. The assessment must be completed at least 30 days before a child is expected to be born or to move into a home, or within 72 hours after the department learns of the pregnancy or addition if the child is expected to be born or to move into the home in less than 30 days. The assessment shall be filed with the court.*

2. *Once a child is born into a family or a child moves into the home, the department shall complete a progress update and file it with the court.*

3. *The court has the discretion to hold a hearing on the progress update filed by the department.*

Section 20. Subsection (3) of section 39.801, Florida Statutes, is amended to read:

39.801 Procedures and jurisdiction; notice; service of process.—

(3) Before the court may terminate parental rights, in addition to the other requirements set forth in this part, the following requirements must be met:

(a) Notice of the date, time, and place of the advisory hearing for the petition to terminate parental rights and a copy of the petition must be personally served upon the following persons, specifically notifying them that a petition has been filed:

1. The parents of the child.
2. The legal custodians of the child.

3. If the parents who would be entitled to notice are dead or unknown, a living relative of the child, unless upon diligent search and inquiry no such relative can be found.

4. Any person who has physical custody of the child.

5. Any grandparent entitled to priority for adoption under s. 63.0425.

6. Any prospective parent who has been identified under s. 39.503 or s. 39.803, unless a court order has been entered pursuant to s. 39.503(4) or (9) or s. 39.803(4) or (9) which indicates no further notice is required. Except as otherwise provided in this section, if there is not a legal father, notice of the petition for termination of parental rights must be provided to any known prospective father who is identified under oath before the court or who is identified by a diligent search of the Florida Putative Father Registry. Service of the notice of the petition for termination of parental rights is not required if the prospective father executes an affidavit of nonpaternity or a consent to termination of his parental rights which is accepted by the court after notice and opportunity to be heard by all parties to address the best interests of the child in accepting such affidavit.

7. The guardian ad litem for the child or the representative of the guardian ad litem program, if the program has been appointed.

The document containing the notice to respond or appear must contain, in type at least as large as the type in the balance of the document, the following or substantially similar language: "FAILURE TO PERSONALLY APPEAR AT THIS ADVISORY HEARING CONSTITUTES CONSENT TO THE TERMINATION OF PARENTAL RIGHTS OF THIS CHILD (OR CHILDREN). IF YOU FAIL TO APPEAR ON THE DATE AND TIME SPECIFIED, YOU MAY LOSE ALL LEGAL RIGHTS AS A PARENT TO THE CHILD OR CHILDREN NAMED IN THE PETITION ATTACHED TO THIS NOTICE."

(b) If a party required to be served with notice as prescribed in paragraph (a) cannot be served, notice of hearings must be given as prescribed by the rules of civil procedure, and service of process must be made as specified by law or civil actions.

(c) Notice as prescribed by this section may be waived, in the discretion of the judge, with regard to any person to whom notice must be given under this subsection if the person executes, before two witnesses and a notary public or other officer authorized to take acknowledgments, a written surrender of the child to a licensed child-placing agency or the department.

(d) If the person served with notice under this section fails to personally appear at the advisory hearing, the failure to personally appear shall constitute consent for termination of parental rights by the person given notice. If a parent appears for the advisory hearing and the court orders that parent to personally appear at the adjudicatory hearing for the petition for termination of parental rights, stating the date, time, and location of said hearing, then failure of that parent to personally appear at the adjudicatory hearing shall constitute consent for termination of parental rights.

Section 21. Section 39.803, Florida Statutes, is amended to read:

39.803 Identity or location of parent unknown after filing of termination of parental rights petition; special procedures.—

(1) If the identity or location of a parent is unknown and a petition for termination of parental rights is filed, the court shall conduct *under oath* the following inquiry of the parent who is available, or, if no parent is available, of any relative, caregiver, or legal custodian of the child who is present at the hearing and likely to have the information:

(a) Whether the mother of the child was married at the probable time of conception of the child or at the time of birth of the child.

(b) Whether the mother was cohabiting with a male at the probable time of conception of the child.

(c) Whether the mother has received payments or promises of support with respect to the child or because of her pregnancy from a man who claims to be the father.

(d) Whether the mother has named any man as the father on the birth certificate of the child or in connection with applying for or receiving public assistance.

(e) Whether any man has acknowledged or claimed paternity of the child in a jurisdiction in which the mother resided at the time of or since conception of the child, or in which the child has resided or resides.

(f) *Whether a man is named on the birth certificate of the child pursuant to s. 382.013(2).*

(g) *Whether a man has been determined by a court order to be the father of the child.*

(h) *Whether a man has been determined to be the father of the child by the Department of Revenue as provided in s. 409.256.*

(2) The information required in subsection (1) may be supplied to the court or the department in the form of a sworn affidavit by a person having personal knowledge of the facts.

(3) If the inquiry under subsection (1) identifies any person as a parent or prospective parent, the court shall require notice of the hearing to be provided to that person.

(4) If the inquiry under subsection (1) fails to identify any person as a parent or prospective parent, the court shall so find and may proceed without further notice.

(5) If the inquiry under subsection (1) identifies a parent or prospective parent, and that person's location is unknown, the court shall direct the petitioner to conduct a diligent search for that person before scheduling an adjudicatory hearing regarding the petition for termination of parental rights to the child unless the court finds that the best interest of the child requires proceeding without actual notice to the person whose location is unknown.

(6) The diligent search required by subsection (5) must include, at a minimum, inquiries of all known relatives of the parent or prospective parent, inquiries of all offices of program areas of the department likely to have information about the parent or prospective parent, inquiries of other state and federal agencies likely to have information about the parent or prospective parent, inquiries of appropriate utility and postal providers, *a thorough search of at least one electronic database specifically designed for locating persons, a search of the Florida Putative Father Registry, and inquiries of appropriate law enforcement agencies. Pursuant to s. 453 of the Social Security Act, 42 U.S.C. s. 653(c)(4), the department, as the state agency administering Titles IV-B and IV-E of the act, shall be provided access to the federal and state parent locator service for diligent search activities.*

(7) Any agency contacted by petitioner with a request for information pursuant to subsection (6) shall release the requested information to the petitioner without the necessity of a subpoena or court order.

(8) If the inquiry and diligent search identifies a prospective parent, that person must be given the opportunity to become a party to the proceedings by completing a sworn affidavit of parenthood and filing it with the court or the department. A prospective parent who files a sworn affidavit of parenthood while the child is a dependent child but no later than at the time of or *before prior to* the adjudicatory hearing in the termination of parental rights proceeding for the child shall be considered a parent for all purposes under this section.

(9) *If the diligent search under subsection (5) fails to identify and locate a prospective parent, the court shall so find and may proceed without further notice.*

Section 22. Paragraph (1) of subsection (1) of section 39.806, Florida Statutes, is amended, and subsections (2) and (3) of that section are republished, to read:

39.806 Grounds for termination of parental rights.—

(1) Grounds for the termination of parental rights may be established under any of the following circumstances:

(1) On three or more occasions the child or another child of the parent or parents has been placed in out-of-home care pursuant to this chapter or *the law of any state, territory, or jurisdiction of the United States which is substantially similar to this chapter*, and the conditions that led to the child's out-of-home placement were caused by the parent or parents.

(2) Reasonable efforts to preserve and reunify families are not required if a court of competent jurisdiction has determined that any of the events described in paragraphs (1)(b)-(d) or paragraphs (1)(f)-(m) have occurred.

(3) If a petition for termination of parental rights is filed under subsection (1), a separate petition for dependency need not be filed and the department need not offer the parents a case plan having a goal of reunification, but may instead file with the court a case plan having a goal of termination of parental rights to allow continuation of services until the termination is granted or until further orders of the court are issued.

Section 23. Subsection (6) of section 39.811, Florida Statutes, is amended to read:

39.811 Powers of disposition; order of disposition.—

(6) The parental rights of one parent may be severed without severing the parental rights of the other parent only under the following circumstances:

- (a) If the child has only one surviving parent;
- (b) If the identity of a prospective parent has been established as unknown after sworn testimony;
- (c) If the parent whose rights are being terminated became a parent through a single-parent adoption;
- (d) If the protection of the child demands termination of the rights of a single parent; or
- (e) If the parent whose rights are being terminated meets any of the criteria specified in s. 39.806(1)(c), (d), (f), (g), (h), (i), (j), (k), (l), (m), or (n) ~~and (f) (m)~~.

Section 24. Paragraph (b) of subsection (4) of section 125.901, Florida Statutes, is amended to read:

125.901 Children's services; independent special district; council; powers, duties, and functions; public records exemption.—

(4)

(b)1.a. Notwithstanding paragraph (a), the governing body of the county shall submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate in the general election according to the following schedule:

(I) For a district in existence on July 1, 2010, and serving a county with a population of 400,000 or fewer persons as of that date. . . . 2014.

(II) For a district in existence on July 1, 2010, and serving a county with a population of 2 million or more persons as of that date, *unless the governing body of the county has previously submitted such question voluntarily to the electorate for a second time since 2005*, 2020.

b. A referendum by the electorate on or after July 1, 2010, creating a new district with taxing authority may specify that the district is not subject to reauthorization or may specify the number of years for which the initial authorization shall remain effective. If the referendum does not prescribe terms of reauthorization, the governing body of the county shall submit the question of retention or dissolution of the district to the electorate in the general election 12 years after the initial authorization.

2. The governing body of the district may specify, and submit to the governing body of the county no later than 9 months before the scheduled election, that the district is not subsequently subject to reauthorization or may specify the number of years for which a reauthorization under this paragraph shall remain effective. If the governing body of the district makes such specification and submission, the governing body of the county shall include that information in the question submitted to the electorate. If the governing body of the district does not specify and submit such information, the governing body of the county shall re-submit the question of reauthorization to the electorate every 12 years after the year prescribed in subparagraph 1. The governing body of the district may recommend to the governing body of the county language for the question submitted to the electorate.

3. Nothing in this paragraph limits the authority to dissolve a district as provided under paragraph (a).

4. Nothing in this paragraph precludes the governing body of a district from requesting that the governing body of the county submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate at a date earlier than the year prescribed in subparagraph 1. If the governing body of the county accepts the request and submits the question to the electorate, the governing body satisfies the requirement of that subparagraph.

If any district is dissolved pursuant to this subsection, each county must first obligate itself to assume the debts, liabilities, contracts, and outstanding obligations of the district within the total millage available to

the county governing body for all county and municipal purposes as provided for under s. 9, Art. VII of the State Constitution. Any district may also be dissolved pursuant to part VII of chapter 189.

Section 25. Paragraphs (g) and (h) of subsection (2) of section 394.463, Florida Statutes, are amended to read:

394.463 Involuntary examination.—

(2) INVOLUNTARY EXAMINATION.—

(g) *The examination period must be for up to 72 hours. For a minor, the examination shall be initiated within 12 hours after the patient's arrival at the facility. Within the 72-hour examination period or, if the examination period ~~72 hours~~ ends on a weekend or holiday, no later than the next working day thereafter, one of the following actions must be taken, based on the individual needs of the patient:*

1. The patient shall be released, unless he or she is charged with a crime, in which case the patient shall be returned to the custody of a law enforcement officer;

2. The patient shall be released, subject to ~~the provisions of~~ subparagraph 1., for voluntary outpatient treatment;

3. The patient, unless he or she is charged with a crime, shall be asked to give express and informed consent to placement as a voluntary patient and, if such consent is given, the patient shall be admitted as a voluntary patient; or

4. A petition for involuntary services shall be filed in the circuit court if inpatient treatment is deemed necessary or with the criminal county court, as defined in s. 394.4655(1), as applicable. When inpatient treatment is deemed necessary, the least restrictive treatment consistent with the optimum improvement of the patient's condition shall be made available. When a petition is to be filed for involuntary outpatient placement, it shall be filed by one of the petitioners specified in s. 394.4655(4)(a). A petition for involuntary inpatient placement shall be filed by the facility administrator.

(h) A person for whom an involuntary examination has been initiated who is being evaluated or treated at a hospital for an emergency medical condition specified in s. 395.002 must be examined by a facility within the examination period specified in paragraph (g) ~~72 hours~~. The examination ~~72-hour~~ period begins when the patient arrives at the hospital and ceases when the attending physician documents that the patient has an emergency medical condition. If the patient is examined at a hospital providing emergency medical services by a professional qualified to perform an involuntary examination and is found as a result of that examination not to meet the criteria for involuntary outpatient services pursuant to s. 394.4655(2) or involuntary inpatient placement pursuant to s. 394.467(1), the patient may be offered voluntary services or placement, if appropriate, or released directly from the hospital providing emergency medical services. The finding by the professional that the patient has been examined and does not meet the criteria for involuntary inpatient services or involuntary outpatient placement must be entered into the patient's clinical record. This paragraph is not intended to prevent a hospital providing emergency medical services from appropriately transferring a patient to another hospital before stabilization if the requirements of s. 395.1041(3)(c) have been met.

Section 26. (1) *There is created a task force within the Department of Children and Families to address the issue of involuntary examinations under s. 394.463, Florida Statutes, of children age 17 years and younger. The task force shall, at a minimum, analyze data on the initiation of involuntary examinations of children, research the root causes of any trends in such involuntary examinations, identify and evaluate options for expediting examinations for children, and identify recommendations for encouraging alternatives to and eliminating inappropriate initiations of such examinations. The task force shall submit a report of its findings to the Governor, the President of the Senate, and the Speaker of the House of Representatives on or before November 15, 2017.*

(2) *The Secretary of Children and Families or his or her designee shall chair the task force, which shall consist of the following members appointed by the secretary:*

(a) *The Commissioner of Education or his or her designee.*

- (b) *A representative of the Florida Public Defender Association.*
- (c) *A representative of the Florida Association of District School Superintendents.*
- (d) *A representative of the Florida Sheriffs Association.*
- (e) *A representative of the Florida Police Chiefs Association.*
- (f) *A representative of the Florida Council for Community Mental Health.*
- (g) *A representative of the Florida Alcohol and Drug Abuse Association.*
- (h) *A representative of the Behavioral Health Care Council of the Florida Hospital Association.*
- (i) *A representative of the Florida Psychiatric Society.*
- (j) *A representative of the National Alliance on Mental Illness.*
- (k) *One individual who is a family member of a minor who has been subject to an involuntary examination.*
- (l) *Other members as deemed appropriate by the Secretary of Children and Families.*

(3) *The department shall use existing and available resources to administer and support the activities of the task force. Members of the task force shall serve without compensation and are not entitled to reimbursement for per diem or travel expense. The task force may conduct its meetings by teleconference.*

(4) *This section expires March 31, 2018.*

Section 27. Paragraph (g) of subsection (4) of section 395.3025, Florida Statutes, is amended, and subsection (8) of that section is republished, to read:

395.3025 Patient and personnel records; copies; examination.—

(4) Patient records are confidential and must not be disclosed without the consent of the patient or his or her legal representative, but appropriate disclosure may be made without such consent to:

(g) The Department of Children and Families, ~~or~~ its agent, or its contracted entity, for the purpose of investigations of or services for cases of abuse, neglect, or exploitation of children or vulnerable adults.

(8) Patient records at hospitals and ambulatory surgical centers are exempt from disclosure under s. 119.07(1), except as provided by subsections (1)-(5).

Section 28. Subsections (2) and (6) of section 402.40, Florida Statutes, are amended to read:

402.40 Child welfare training and certification.—

(2) DEFINITIONS.—As used in this section, the term:

(a) “Child welfare certification” means a professional credential awarded by a department-approved third-party credentialing entity to individuals demonstrating core competency in any child welfare practice area.

(b) “Child welfare services” means any intake, protective investigations, preprotective services, protective services, foster care, shelter and group care, and adoption and related services program, including supportive services and supervision provided to children who are alleged to have been abused, abandoned, or neglected or who are at risk of becoming, are alleged to be, or have been found dependent pursuant to chapter 39.

(c) “Child welfare trainer” means any person providing training for the purposes of child welfare professionals earning certification.

(d)(e) “Core competency” means the minimum knowledge, skills, and abilities necessary to carry out work responsibilities.

(e)(d) “Person providing child welfare services” means a person who has a responsibility for supervisory, direct care, or support-related work in the provision of child welfare services pursuant to chapter 39.

(f)(e) “Preservice curriculum” means the minimum statewide training content based upon the core competencies which is made available to all persons providing child welfare services.

(g)(f) “Third-party credentialing entity” means a department-approved nonprofit organization that has met nationally recognized standards for developing and administering professional certification programs.

(6) ADOPTION OF RULES.—The Department of Children and Families shall adopt rules necessary to carry out the provisions of this section, including the requirements for child welfare trainers.

Section 29. Section 409.16742, Florida Statutes, is created to read:

409.16742 Shared family care residential services program for substance-exposed newborns.—

(1) LEGISLATIVE FINDINGS AND INTENT.—*The Legislature finds that there is evidence that, with appropriate support and training, some families can remain safely together without court involvement or traumatic separations. Therefore, it is the intent of the Legislature that alternative types of placement options be available which provide both safety for substance-exposed newborns and an opportunity for parents recovering from substance abuse disorders to achieve independence while living together in a protective, nurturing family environment.*

(2) ESTABLISHMENT OF PILOT PROGRAM.—*The department shall establish a shared family care residential services program to serve substance-exposed newborns and their families through a contract with the designated lead agency established in accordance with s. 409.987 or with a private entity capable of providing residential care that satisfies the requirements of this section. The private entity or lead agency is responsible for all programmatic functions necessary to carry out the intent of this section. As used in this section, the term “shared family care” means out-of-home care in which an entire family in need is temporarily placed in the home of a family who is trained to mentor and support the biological parents as they develop the caring skills and supports necessary for independent living.*

(3) SERVICES.—*The department shall specify services that must be made available to newborns and their families through the pilot program.*

Section 30. Section 409.992, Florida Statutes, is amended to read:

409.992 Lead agency expenditures.—

(1) The procurement of commodities or contractual services by lead agencies shall be governed by the financial guidelines developed by the department and must comply with applicable state and federal law and follow good business practices. Pursuant to s. 11.45, the Auditor General may provide technical advice in the development of the financial guidelines.

(2) Notwithstanding any other provision of law, a community-based care lead agency may make expenditures for staff cellular telephone allowances, contracts requiring deferred payments and maintenance agreements, security deposits for office leases, related agency professional membership dues other than personal professional membership dues, promotional materials, and grant writing services. Expenditures for food and refreshments, other than those provided to clients in the care of the agency or to foster parents, adoptive parents, and case-workers during training sessions, are not allowable.

(3) *Notwithstanding any other provision of law, a community-based care lead agency administrative employee may not receive a salary, whether base pay or base pay combined with any bonus or incentive payments, in excess of 150 percent of the annual salary paid to the secretary of the Department of Children and Families from state-appropriated funds, including state-appropriated federal funds. This subsection does not prohibit any party from providing cash that is not from appropriated state funds to a community-based care lead agency administrative employee.*

(4)(~~8~~) A lead community-based care agency and its subcontractors are exempt from state travel policies as provided in s. 112.061(3)(a) for their travel expenses incurred in order to comply with the requirements of this section.

Section 31. Subsections (22) and (23) are added to section 409.996, Florida Statutes, to read:

409.996 Duties of the Department of Children and Families.—The department shall contract for the delivery, administration, or management of care for children in the child protection and child welfare system. In doing so, the department retains responsibility for the quality of contracted services and programs and shall ensure that services are delivered in accordance with applicable federal and state statutes and regulations.

(22) *The department shall develop, in collaboration with the Florida Institute for Child Welfare, lead agencies, service providers, current and former foster children placed in residential group care, and other community stakeholders, a statewide accountability system for residential group care providers based on measureable quality standards.*

(a) *The accountability system must:*

1. *Promote high quality in services and accommodations, differentiating between shift and family-style models and programs and services for children with specialized or extraordinary needs, such as pregnant teens and children with Department of Juvenile Justice involvement.*

2. *Include a quality measurement system with domains and clearly defined levels of quality. The system must measure the level of quality for each domain, using criteria that residential group care providers must meet in order to achieve each level of quality. Domains may include, but are not limited to, admissions, service planning, treatment planning, living environment, and program and service requirements. The system may also consider outcomes 6 months and 12 months after a child leaves the provider's care. However, the system may not assign a single summary rating to residential group care providers.*

3. *Consider the level of availability of trauma-informed care and mental health and physical health services, providers' engagement with the schools children in their care attend, and opportunities for children's involvement in extracurricular activities.*

(b) *After development and implementation of the accountability system in accordance with paragraph (a), the department and each lead agency shall use the information from the accountability system to promote enhanced quality in residential group care within their respective areas of responsibility. Such promotion may include, but is not limited to, the use of incentives and ongoing contract monitoring efforts.*

(c) *The department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by October 1 of each year, with the first report due October 1, 2017. The report must, at a minimum, include an update on the development of a statewide accountability system for residential group care providers and a plan for department oversight and implementation of the statewide accountability system. After implementation of the statewide accountability system, the report must also include a description of the system, including measures and any tools developed, a description of how the information is being used by the department and lead agencies, an assessment of placement of children in residential group care using data from the accountability system measures, and recommendations to further improve quality in residential group care.*

(d) *The accountability system must be implemented by July 1, 2022.*

(e) *Nothing in this subsection impairs the department's licensure authority under s. 409.175.*

(f) *The department may adopt rules to administer this subsection.*

(23)(a) *The department, in collaboration with the Florida Institute for Child Welfare, shall convene a workgroup on foster home quality. The workgroup, at a minimum, shall identify measures of foster home quality, review current efforts by lead agencies and subcontractors to enhance foster home quality, identify barriers to the greater availability of high-quality foster homes, and recommend additional strategies for*

assessing the quality of foster homes and increasing the availability of high-quality foster homes.

(b) *The workgroup shall include representatives from the department, the Florida Institute for Child Welfare, foster parents, current and former foster children, foster parent organizations, lead agencies, child-placing agencies, other service providers, and others as determined by the department.*

(c) *The Florida Institute for Child Welfare shall provide the workgroup with relevant research on, at a minimum, measures of quality of foster homes; evidence-supported strategies to increase the availability of high-quality foster homes, such as those regarding recruitment, screening, training, retention, and child placement; descriptions and results of quality improvement efforts in other jurisdictions; and the root causes of placement disruption.*

(d) *The department shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 15, 2017. The report shall, at a minimum:*

1. *Describe the important dimensions of quality for foster homes;*

2. *Describe the foster home quality enhancement efforts in the state, including, but not limited to, recruitment, retention, placement procedures, systems change, and quality measurement programs, and any positive or negative results;*

3. *Identify barriers to the greater availability of high-quality foster homes;*

4. *Discuss available research regarding high-quality foster homes; and*

5. *Present a plan for developing and implementing strategies to increase the availability of high-quality foster homes. The strategies shall address important elements of quality, be based on available research, include both qualitative and quantitative measures of quality, integrate with the community-based care model, and be respectful of the privacy and needs of foster parents. The plan shall recommend possible instruments and measures and identify any changes to general law or rule necessary for implementation.*

Section 32. Paragraph (a) of subsection (7) of section 456.057, Florida Statutes, is amended to read:

456.057 Ownership and control of patient records; report or copies of records to be furnished; disclosure of information.—

(7)(a) Except as otherwise provided in this section and in s. 440.13(4)(c), such records may not be furnished to, and the medical condition of a patient may not be discussed with, any person other than the patient, the patient's legal representative, or other health care practitioners and providers involved in the patient's care or treatment, except upon written authorization from the patient. However, such records may be furnished without written authorization under the following circumstances:

1. To any person, firm, or corporation that has procured or furnished such care or treatment with the patient's consent.

2. When compulsory physical examination is made pursuant to Rule 1.360, Florida Rules of Civil Procedure, in which case copies of the medical records shall be furnished to both the defendant and the plaintiff.

3. In any civil or criminal action, unless otherwise prohibited by law, upon the issuance of a subpoena from a court of competent jurisdiction and proper notice to the patient or the patient's legal representative by the party seeking such records.

4. For statistical and scientific research, provided the information is abstracted in such a way as to protect the identity of the patient or provided written permission is received from the patient or the patient's legal representative.

5. To a regional poison control center for purposes of treating a poison episode under evaluation, case management of poison cases, or compliance with data collection and reporting requirements of s.

395.1027 and the professional organization that certifies poison control centers in accordance with federal law.

6. *To the Department of Children and Families, its agent, or its contracted entity, for the purpose of investigations of or services for cases of abuse, neglect, or exploitation of children or vulnerable adults.*

Section 33. *Section 409.141, Florida Statutes, is repealed.*

Section 34. *Section 409.1677, Florida Statutes, is repealed.*

Section 35. Section 743.067, Florida Statutes, is amended to read:

743.067 *Certified* unaccompanied homeless youths.—

(1) For purposes of this section, an “unaccompanied homeless youth” is an individual who is 16 years of age or older and is:

(a) Found by a school district’s liaison for homeless children and youths to be an unaccompanied homeless youth eligible for services pursuant to the McKinney-Vento Homeless Assistance Act, 42 U.S.C. ss. 11431-11435; or

(b) Believed to qualify as an unaccompanied homeless youth, as that term is defined in the McKinney-Vento Homeless Assistance Act, by:

1. The director of an emergency shelter program funded by the United States Department of Housing and Urban Development, or the director’s designee;

2. The director of a runaway or homeless youth basic center or transitional living program funded by the United States Department of Health and Human Services, or the director’s designee; or

~~3. A clinical social worker licensed under chapter 491; or~~

~~4. A circuit court.~~

3. *A continuum of care lead agency, or its designee.*

(2)(a) *The State Office on Homelessness within the Department of Children and Families shall develop a standardized form that must be used by the entities specified in subsection (1) to certify qualifying unaccompanied homeless youth. The front of the form must include the circumstances that qualify the youth; the date the youth was certified; and the name, title, and signature of the certifying individual. This section must be reproduced in its entirety on the back of the form. A minor who qualifies as an unaccompanied homeless youth shall be issued a written certificate documenting his or her status by the appropriate individual as provided in subsection (1). The certificate shall be issued on the official letterhead stationery of the person making the determination and shall include the date of the finding, a citation to this section, and the signature of the individual making the finding.*

(b) *A certified unaccompanied homeless youth may use the completed form to apply at no charge for an identification card issued by the Department of Highway Safety and Motor Vehicles pursuant to s. 322.051(9).*

(c) A health care provider may accept the written certificate as proof of the minor’s status as a *certified* ~~an~~ unaccompanied homeless youth and may keep a copy of the certificate in the youth’s medical file.

(3) *A certified* ~~an~~ unaccompanied homeless youth may:

(a) Petition the circuit court to have the disabilities of nonage removed under s. 743.015. The youth shall qualify as a person not required to prepay costs and fees as provided in s. 57.081. The court shall advance the cause on the calendar.

(b) Notwithstanding s. 394.4625(1), consent to medical, dental, psychological, substance abuse, and surgical diagnosis and treatment, including preventative care and care by a facility licensed under chapter 394, chapter 395, or chapter 397 and any forensic medical examination for the purpose of investigating any felony offense under chapter 784, chapter 787, chapter 794, chapter 800, or chapter 827, for:

1. Himself or herself; or

2. His or her child, if the *certified* unaccompanied homeless youth is unmarried, is the parent of the child, and has actual custody of the child.

(4) This section does not affect the requirements of s. 390.01114.

Section 36. Paragraph (f) of subsection (1) of section 1009.25, Florida Statutes, is amended to read:

1009.25 Fee exemptions.—

(1) The following students are exempt from the payment of tuition and fees, including lab fees, at a school district that provides workforce education programs, Florida College System institution, or state university:

(f) A student who lacks a fixed, regular, and adequate nighttime residence or whose primary nighttime residence is a public or private shelter designed to provide temporary residence, *a public or private transitional living program for individuals intended to be institutionalized*, or a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings. *This includes a student who would otherwise meet the requirements of this paragraph, as determined by a college or university, but for his or her residence in college or university dormitory housing.*

Section 37. Subsection (1) of section 39.524, Florida Statutes, is amended to read:

39.524 Safe-harbor placement.—

(1) Except as provided in s. 39.407 or s. 985.801, a dependent child 6 years of age or older who has been found to be a victim of sexual exploitation as defined in s. 39.01(71)(g) ~~s. 39.01(70)(g)~~ must be assessed for placement in a safe house or safe foster home as provided in s. 409.1678 using the initial screening and assessment instruments provided in s. 409.1754(1). If such placement is determined to be appropriate for the child as a result of this assessment, the child may be placed in a safe house or safe foster home, if one is available. However, the child may be placed in another setting, if the other setting is more appropriate to the child’s needs or if a safe house or safe foster home is unavailable, as long as the child’s behaviors are managed so as not to endanger other children served in that setting.

Section 38. Paragraph (p) of subsection (4) of section 394.495, Florida Statutes, is amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(4) The array of services may include, but is not limited to:

(p) Trauma-informed services for children who have suffered sexual exploitation as defined in s. 39.01(71)(g) ~~s. 39.01(70)(g)~~.

Section 39. Paragraph (c) of subsection (1) and paragraphs (a) and (b) of subsection (6) of section 409.1678, Florida Statutes, are amended to read:

409.1678 Specialized residential options for children who are victims of sexual exploitation.—

(1) DEFINITIONS.—As used in this section, the term:

(c) “Sexually exploited child” means a child who has suffered sexual exploitation as defined in s. 39.01(71)(g) ~~s. 39.01(70)(g)~~ and is ineligible for relief and benefits under the federal Trafficking Victims Protection Act, 22 U.S.C. ss. 7101 et seq.

(6) LOCATION INFORMATION.—

(a) Information about the location of a safe house, safe foster home, or other residential facility serving victims of sexual exploitation, as defined in s. 39.01(71)(g) ~~s. 39.01(70)(g)~~, which is held by an agency, as defined in s. 119.011, is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This exemption applies to such confidential and exempt information held by an agency before, on, or after the effective date of the exemption.

(b) Information about the location of a safe house, safe foster home, or other residential facility serving victims of sexual exploitation, as defined in s. 39.01(71)(g) ~~or 39.01(70)(g)~~, may be provided to an agency, as defined in s. 119.011, as necessary to maintain health and safety standards and to address emergency situations in the safe house, safe foster home, or other residential facility.

Section 40. Subsection (5) of section 960.065, Florida Statutes, is amended to read:

960.065 Eligibility for awards.—

(5) A person is not ineligible for an award pursuant to paragraph (2)(a), paragraph (2)(b), or paragraph (2)(c) if that person is a victim of sexual exploitation of a child as defined in s. 39.01(71)(g) ~~or 39.01(70)(g)~~.

Section 41. Section 409.1679, Florida Statutes, is amended to read:

409.1679 Additional requirements; reimbursement methodology.—

(1) Each program established under s. 409.1676 ~~or 409.1676 and 409.1677~~ must meet the following expectations, which must be included in its contracts with the department or lead agency:

(a) No more than 10 percent of the children served may move from one living environment to another, unless the child is returned to family members or is moved, in accordance with the treatment plan, to a less-restrictive setting. Each child must have a comprehensive transitional plan that identifies the child's living arrangement upon leaving the program and specific steps and services that are being provided to prepare for that arrangement. Specific expectations as to the time period necessary for the achievement of these permanency goals must be included in the contract.

(b) Each child must receive a full academic year of appropriate educational instruction. No more than 10 percent of the children may be in more than one academic setting in an academic year, unless the child is being moved, in accordance with an educational plan, to a less-restrictive setting. Each child must demonstrate academic progress and must be performing at grade level or at a level commensurate with a valid academic assessment.

(c) Siblings must be kept together in the same living environment 100 percent of the time, unless that is determined by the provider not to be in the children's best interest. When siblings are separated in placement, the decision must be reviewed and approved by the court within 30 days.

(d) The program must experience a caregiver turnover rate and an incidence of child runaway episodes which are at least 50 percent below the rates experienced in the rest of the state.

(e) In addition to providing a comprehensive assessment, the program must provide, 100 percent of the time, any or all of the following services that are indicated through the assessment: residential care; transportation; behavioral health services; recreational activities; clothing, supplies, and miscellaneous expenses associated with caring for these children; necessary arrangements for or provision of educational services; and necessary and appropriate health and dental care.

(f) The children who are served in this program must be satisfied with the services and living environment.

(g) The caregivers must be satisfied with the program.

(2) ~~Notwithstanding the provisions of s. 409.141,~~ The Department of Children and Families shall fairly and reasonably reimburse the programs established under s. 409.1676 ~~or 409.1676 and 409.1677~~ based on a prospective per diem rate, which must be specified annually in the General Appropriations Act. Funding for these programs shall be made available from resources appropriated and identified in the General Appropriations Act.

Section 42. Subsection (11) of section 1002.3305, Florida Statutes, is amended to read:

1002.3305 College-Preparatory Boarding Academy Pilot Program for at-risk students.—

(11) STUDENT HOUSING.—Notwithstanding s. 409.176 ~~or 409.1677(3)(d) and 409.176~~ or any other provision of law, an operator may house and educate dependent, at-risk youth in its residential school for the purpose of facilitating the mission of the program and encouraging innovative practices.

Section 43. For the purpose of incorporating the amendment made by this act to section 456.057, Florida Statutes, in a reference thereto, subsection (2) of section 483.181, Florida Statutes, is reenacted to read:

483.181 Acceptance, collection, identification, and examination of specimens.—

(2) The results of a test must be reported directly to the licensed practitioner or other authorized person who requested it, and appropriate disclosure may be made by the clinical laboratory without a patient's consent to other health care practitioners and providers involved in the care or treatment of the patient as specified in s. 456.057(7)(a). The report must include the name and address of the clinical laboratory in which the test was actually performed, unless the test was performed in a hospital laboratory and the report becomes an integral part of the hospital record.

Section 44. *The sum of \$250,000 from nonrecurring general revenue is appropriated to the Department of Children and Families the 2017-2018 fiscal year for the purpose of implementing a shared family care residential services pilot program to serve substance-exposed newborns and their families pursuant to s. 409.16742, Florida Statutes.*

Section 45. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to child welfare and mental health services for children; amending s. 39.01, F.S.; defining the term "legal father"; redefining the terms "parent" and "permanency goal"; amending s. 39.013, F.S.; extending court jurisdiction to 22 years of age for young adults with disabilities in foster care; amending s. 39.202, F.S.; providing that confidential records held by the Department of Children and Families concerning reports of child abandonment, abuse, or neglect, including reports made to the central abuse hotline and all records generated as a result of such reports, may be accessed for employment screening of residential group home caregivers; changing the time period for the release of records to certain individuals; amending s. 39.301, F.S.; requiring a safety plan to be issued for a perpetrator of domestic violence only if the perpetrator can be located; specifying what constitutes reasonable efforts; requiring that a child new to a family under investigation be added to the investigation and assessed for safety; amending s. 39.302, F.S.; conforming a cross-reference; providing that central abuse hotline information may be used for certain employment screenings; amending s. 39.402, F.S.; requiring a court to inquire as to the identity and location of a child's legal father at the shelter hearing; specifying the types of information that fall within the scope of such inquiry; amending s. 39.503, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent; requiring a court to seek additional information relating to a father's identity in such inquiry; requiring the diligent search to determine a parent's or prospective parent's location to include a search of the Florida Putative Father Registry; amending s. 39.504, F.S.; requiring that, if there is a pending dependency proceeding regarding a child for whom an injunction is sought to protect, the same judge must hear both proceedings; providing that the court may enter an injunction based on specified evidence; amending s. 39.507, F.S.; requiring a court to consider maltreatment allegations against a parent in an evidentiary hearing relating to a dependency petition; amending s. 39.5085, F.S.; revising eligibility guidelines for the Relative Caregiver Program with respect to relative and nonrelative caregivers; prohibiting a relative or nonrelative caregiver from receiving payments under the Relative Caregiver Program under certain circumstances; amending s. 39.521, F.S.; providing new time guidelines for filing with the court and providing copies of case plans and family functioning assessments; providing for assessment and program compliance for a parent who caused harm to a child by exposing the child to a controlled substance; providing in-home safety plan requirements; providing requirements for family functioning assessments; providing supervision requirements after reunification; amending s. 39.522, F.S.; providing conditions for

returning a child to the home with an in-home safety plan; amending s. 39.523, F.S.; providing legislative findings and intent; requiring children placed in out-of-home care to be assessed to determine the least restrictive placement that meets the needs of the child; requiring specified entities to document the placement assessments and decisions; requiring a court to review and approve placements; requiring the department to post specified information relating to assessment and placement on its website and update that information annually on specified dates; authorizing the department to adopt rules; amending s. 39.6011, F.S.; providing requirements for confidential information in a case planning conference; providing restrictions; amending s. 39.6012, F.S.; requiring that, if a parent caused harm to a child by exposing the child to a controlled substance, the case plan include as a required task that the parent submit to a certain assessment and comply with any treatment and services identified as necessary; amending s. 39.6035, F.S.; requiring a transition plan to be approved before a child reaches 18 years of age; amending s. 39.621, F.S.; specifying the circumstances under which the permanency goal of maintaining and strengthening the placement with a parent may be used; amending s. 39.6221, F.S.; providing that relocation requirements for parents in dissolution proceedings do not apply to certain permanent guardianships; amending s. 39.701, F.S.; providing safety assessment requirements for children coming into a home under court jurisdiction; amending s. 39.801, F.S.; providing an exception to the notice requirement regarding the advisory hearing for a petition to terminate parental rights; amending s. 39.803, F.S.; requiring a court to conduct under oath the inquiry to determine the identity or location of an unknown parent after the filing of a termination of parental rights petition; requiring a court to seek additional information relating to a legal father's identity in such inquiry; revising minimum requirements for the diligent search to determine the location of a parent or prospective parent; authorizing a court to schedule an adjudicatory hearing regarding a petition for termination of parental rights if a diligent search fails to identify and locate a prospective parent; amending s. 39.806, F.S.; revising circumstances under which grounds for the termination of parental rights may be established; amending s. 39.811, F.S.; revising circumstances under which the rights of one parent may be terminated without terminating the rights of the other parent; amending s. 125.901, F.S.; creating an exception to the requirement that, for an independent special district in existence on a certain date and serving a population of a specified size, the governing body of the county submit the question of the district's retention or dissolution to the electorate in a specified general election; amending s. 394.463, F.S.; requiring a facility to initiate an involuntary examination of a minor within 12 hours after his or her arrival; creating a task force within the Department of Children and Families; providing the purpose and membership of the task force; requiring the task force to analyze certain data and make recommendations in a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; amending s. 395.3025, F.S.; revising requirements for access to patient records; amending s. 402.40, F.S.; defining the term "child welfare trainer"; providing rulemaking authority; creating s. 409.16742, F.S.; providing legislative findings and intent; establishing a shared family care residential services pilot program for substance-exposed newborns; amending s. 409.992, F.S.; limiting compensation from state-appropriated funds for administrative employees of community-based care agencies; amending s. 409.996, F.S.; requiring the Department of Children and Families to develop, in collaboration with specified entities, a statewide accountability system for residential group care providers; specifying requirements for the accountability system; requiring the department and the lead agencies to use the collected information to promote enhanced quality in residential group care; requiring the department to submit an annual report, beginning on a specified date, to the Governor and the Legislature; specifying report requirements; requiring implementation of the accountability system by a certain date; providing construction; authorizing the department to adopt rules; requiring the department, in collaboration with the Florida Institute for Child Welfare, to convene a workgroup on foster home quality; specifying requirements for the workgroup; providing for membership of the workgroup; requiring the Florida Institute for Child Welfare to provide the workgroup with specified research; requiring the workgroup to submit a report by a specified date to the Governor and the Legislature; specifying requirements for the report; amending s. 456.057, F.S.; revising requirements for access to patient records; repealing s. 409.141, F.S., relating to equitable reimbursement methodology; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; amending s. 743.067, F.S.; revising the term "unaccompanied homeless youth"; requiring the State Office on Homelessness within the

Department of Children and Families to develop a standardized form to be used in the certification of unaccompanied homeless youth; providing information that must be included in the certification form; authorizing a certified unaccompanied homeless youth to apply to the Department of Highway Safety and Motor Vehicles for an identification card; conforming terminology; amending s. 1009.25, F.S.; revising the exemption from the payment of tuition and fees for homeless students; amending ss. 39.524, 394.495, 409.1678, and 960.065, F.S.; conforming cross-references; amending ss. 409.1679 and 1002.3305, F.S.; conforming provisions to changes made by the act; reenacting s. 483.181(2), F.S., relating to acceptance, collection, identification, and examination of specimens, to incorporate the amendment made to s. 456.057, F.S., in a reference thereto; providing an appropriation; providing effective dates.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment to **Amendment 1 (226564)**:

Amendment 1A (487050) (with title amendment)—Before line 5 insert:

Section 1. Present subsection (9) of section 395.1055, Florida Statutes, is redesignated as subsection (10), and a new subsection (9) is added to that section, to read:

395.1055 Rules and enforcement.—

(9) *The agency shall establish a technical advisory panel to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric open-heart surgery programs.*

(a) *The panel must be composed of 3 at-large members, including 1 cardiologist who is board certified in caring for adults with congenital heart disease and 2 board-certified pediatric cardiologists, neither of whom may be employed by any of the hospitals specified in subparagraphs 1.-10. or their affiliates, each of whom is appointed by the Secretary of Health Care Administration, and 10 members, each of whom is a pediatric cardiologist or a pediatric cardiovascular surgeon, each appointed by the chief executive officer of one of the following hospitals:*

1. *Johns Hopkins All Children's Hospital in St. Petersburg.*
2. *Arnold Palmer Hospital for Children in Orlando.*
3. *Joe DiMaggio Children's Hospital in Hollywood.*
4. *Nicklaus Children's Hospital in Miami.*
5. *St. Joseph's Children's Hospital in Tampa.*
6. *University of Florida Health Shands Hospital in Gainesville.*
7. *University of Miami Holtz Children's Hospital in Miami.*
8. *Wolfson Children's Hospital in Jacksonville.*
9. *Florida Hospital for Children in Orlando.*
10. *Nemours Children's Hospital in Orlando.*

(b) *Based on the recommendations of the panel, the agency shall develop and adopt rules for pediatric cardiac catheterization programs and pediatric open-heart surgery programs which include at least the following:*

1. *A risk adjustment procedure that accounts for the variations in severity and case mix found in hospitals in this state;*
2. *Outcome standards specifying expected levels of performance in pediatric cardiac programs. Such standards may include, but are not limited to, in-hospital mortality, infection rates, nonfatal myocardial infarctions, length of postoperative bleeds, and returns to surgery; and*
3. *Specific steps to be taken by the agency and licensed facilities that do not meet the outcome standards within a specified time, including time required for detailed case reviews and development and implementation of corrective action plans.*

And the title is amended as follows:

Delete lines 2160-2161 and insert: An act relating to child welfare; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to establish a technical advisory panel to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric open-heart surgery programs; providing for the membership of the technical advisory panel; requiring the agency to develop and adopt rules for pediatric cardiac catheterization programs and pediatric open-heart surgery programs based on recommendations of the technical advisory panel; amending s. 39.01, F.S.;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following substitute amendment to **Amendment 1A (487050)** which was adopted:

Amendment 1B (749430) (with title amendment)—Before line 5 insert:

Section 1. Present subsection (9) of section 395.1055, Florida Statutes, is redesignated as subsection (10), and a new subsection (9) is added to that section, to read:

395.1055 Rules and enforcement.—

(9) *The agency shall establish a technical advisory panel to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric open-heart surgery programs.*

(a) *The panel must be composed of 3 at-large members, including 1 cardiologist who is board certified in caring for adults with congenital heart disease and 2 board-certified pediatric cardiologists, neither of whom may be employed by any of the hospitals specified in subparagraphs 1.-10. or their affiliates, each of whom is appointed by the Secretary of Health Care Administration, and 10 members, each of whom is a pediatric cardiologist or a pediatric cardiovascular surgeon, each appointed by the chief executive officer of one of the following hospitals:*

1. *Johns Hopkins All Children's Hospital in St. Petersburg.*
2. *Arnold Palmer Hospital for Children in Orlando.*
3. *Joe DiMaggio Children's Hospital in Hollywood.*
4. *Nicklaus Children's Hospital in Miami.*
5. *St. Joseph's Children's Hospital in Tampa.*
6. *University of Florida Health Shands Hospital in Gainesville.*
7. *University of Miami Holtz Children's Hospital in Miami.*
8. *Wolfson Children's Hospital in Jacksonville.*
9. *Florida Hospital for Children in Orlando.*
10. *Nemours Children's Hospital in Orlando.*

(b) *Based on the recommendations of the panel, the agency shall develop and adopt rules for pediatric cardiac catheterization programs and pediatric open-heart surgery programs which include at least the following:*

1. *A risk adjustment procedure that accounts for the variations in severity and case mix found in hospitals in this state;*
2. *Outcome standards specifying expected levels of performance in pediatric cardiac programs. Such standards may include, but are not limited to, in-hospital mortality, infection rates, nonfatal myocardial infarctions, length of postoperative bleeds, and returns to surgery; and*
3. *Specific steps to be taken by the agency and licensed facilities that do not meet the outcome standards within a specified time, including time required for detailed case reviews and development and implementation of corrective action plans.*

(c) *This subsection is repealed on July 1, 2022.*

And the title is amended as follows:

Delete lines 2160-2161 and insert: An act relating to child welfare; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to establish a technical advisory panel to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric open-heart surgery programs; providing for the membership of the technical advisory panel; requiring the agency to develop and adopt rules for pediatric cardiac catheterization programs and pediatric open-heart surgery programs based on recommendations of the technical advisory panel; providing for future repeal of the advisory panel; amending s. 39.01, F.S.;

Amendment 1 (226564), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 1121**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 14—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the Estate of Aaron Beauchamp, by the St. Lucie County School Board; providing for an appropriation to compensate the Estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 14**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 6529** was withdrawn from the Committee on Appropriations.

On motion by Senator Steube—

CS for CS for HB 6529—A bill to be entitled An act for the relief of Lillian Beauchamp, as the personal representative of the estate of Aaron Beauchamp, by the St. Lucie County School District; providing for an appropriation to compensate the estate of Aaron Beauchamp for his wrongful death as a result of the negligence of the St. Lucie County School District; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 14** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 6529** was placed on the calendar of Bills on Third Reading.

CS for SB 28—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of the negligence of the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

Pending further consideration of **CS for SB 28**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6501** was withdrawn from the Committee on Appropriations.

On motion by Senator Simmons—

CS for HB 6501—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of the negligence of the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing that certain payments and the appropriation satisfy all present and

future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 28** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6501** was placed on the calendar of Bills on Third Reading.

CS for SB 40—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to the Sean R. McNamee Irrevocable Trust as compensation for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

SENATOR BRADLEY PRESIDING

Pending further consideration of **CS for SB 40**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6503** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

On motion by Senator Galvano—

CS for HB 6503—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to compensate them for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 40** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6503** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 110—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk assessments, evaluations, audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 110**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 501** was withdrawn from the Committees on Education; Governmental Oversight and Accountability; and Rules.

On motion by Senator Brandes—

CS for CS for HB 501—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.055, F.S.; creating an exemption from public records requirements for certain records held by a state university or Florida College System institution which identify detection, investigation, or response practices for suspected or confirmed information technology security incidents; creating an exemption from public records requirements for certain portions of risk as-

sessments, evaluations, audits, and other reports of a university's or institution's information technology security program; creating an exemption from public meetings requirements for portions of public meetings which would reveal such data and information; providing an exemption from public records requirements for a specified period for the recording and transcript of a closed meeting; authorizing disclosure of confidential and exempt information to certain agencies and officers; providing retroactive application; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 110** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 501** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 188**, **CS for CS for SB 406**, and **CS for CS for SB 726** was deferred.

SB 1228—A bill to be entitled An act relating to the Marine Turtle Protection Act; amending s. 921.0022, F.S.; adding the existing offense of possession of any marine turtle species or hatchling, or parts thereof, or nests to level 3 of the offense severity ranking chart for the purpose of increasing sentencing points for conviction of the offense; updating a cross-reference; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1228**, pursuant to Rule 3.11(3), there being no objection, **HB 1031** was withdrawn from the Committees on Criminal Justice; Environmental Preservation and Conservation; and Appropriations.

On motion by Senator Gainer—

HB 1031—A bill to be entitled An act relating to marine turtle protection; amending s. 921.0022, F.S.; ranking and revising the description of criminal violations of the Marine Turtle Protection Act in the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—a companion measure, was substituted for **SB 1228** and read the second time by title.

Pursuant to Rule 4.19, **HB 1031** was placed on the calendar of Bills on Third Reading.

CS for SB 1678—A bill to be entitled An act relating to motor vehicle applicants, licensees, and dealers; amending s. 320.64, F.S.; providing that a motor vehicle dealer who constructs or alters sales or service facilities in reliance upon a program or incentive offered by an applicant or licensee is deemed to be in compliance with certain requirements for a specified period; specifying eligibility for benefits under a revised or new program, standard, policy, bonus, incentive, rebate, or other benefit; providing construction; authorizing denial, suspension, or revocation of the license of an applicant or licensee who establishes certain performance measurement criteria that have a material or adverse effect on motor vehicle dealers; requiring an applicant, licensee, or common entity, or an affiliate thereof, under certain circumstances and upon the request of the motor vehicle dealer, to describe in writing to the motor vehicle dealer how certain performance measurement criteria were designed, calculated, established, and uniformly applied; reenacting s. 320.6992, F.S., relating to provisions that apply to all systems of distribution of motor vehicles in this state, to incorporate the amendment made to s. 320.64, F.S., in references thereto; reenacting ss. 320.60, 320.605, 320.61, 320.615, 320.62, 320.63, 320.6403, 320.6405, 320.641, 320.6412, 320.6415, 320.642, 320.643, 320.644, 320.645, 320.646, 320.664, 320.67, 320.68, 320.69, 320.695, 320.696, 320.697, 320.6975, 320.698, 320.699, 320.69915, and 320.70, F.S., to incorporate the amendment made to s. 320.64, F.S.; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1678**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1175** was withdrawn from the Committees on Transportation; Commerce and Tourism; and Rules.

On motion by Senator Garcia—

CS for CS for HB 1175—A bill to be entitled An act relating to motor vehicle manufacturers and dealers; amending s. 320.64, F.S.; providing that a motor vehicle dealer who constructs or alters sales or service facilities in reliance upon a program or incentive offered by an applicant or licensee is deemed to be in compliance with certain requirements for a specified period; specifying eligibility for benefits under a revised or new program, standard, policy, bonus, incentive, rebate, or other benefit; providing construction; authorizing denial, suspension, or revocation of the license of an applicant or licensee who establishes certain performance measurement criteria that have a material or adverse effect on motor vehicle dealers; requiring an applicant, licensee, or common entity, or an affiliate thereof, under certain circumstances and upon the request of the motor vehicle dealer, to describe in writing to the motor vehicle dealer how certain performance measurement criteria were designed, calculated, established, and uniformly applied; reenacting s. 320.6992, F.S., relating to provisions that apply to all systems of distribution of motor vehicles in this state, to incorporate the amendment made to s. 320.64, F.S., in references thereto; reenacting ss. 320.60, 320.605, 320.61, 320.615, 320.62, 320.63, 320.6403, 320.6405, 320.641, 320.6412, 320.6415, 320.642, 320.643, 320.644, 320.645, 320.646, 320.664, 320.67, 320.68, 320.69, 320.695, 320.696, 320.697, 320.6975, 320.698, 320.699, 320.69915, and 320.70, F.S., to incorporate the amendment made to s. 320.64, F.S.; providing an effective date.

—a companion measure, was substituted for **CS for SB 1678** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1175** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1844** was deferred.

CS for SB 476—A bill to be entitled An act relating to terrorism and terrorist activities; amending s. 775.30, F.S.; extending the applicability of the definition of the term “terrorism” to other sections of ch. 775, F.S.; defining the term “terrorist activity”; providing that a violation of specified criminal provisions in furtherance of certain objectives is a crime of terrorism; providing penalties; providing increased penalties if the action results in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 775.31, F.S.; redefining the term “terrorism”; providing applicability; creating s. 775.32, F.S.; defining terms; prohibiting a person from using, attempting to use, or conspiring to use military-type training received from a designated foreign terrorist organization for certain purposes; providing penalties; providing increased penalties if the actions result in death or serious bodily injury; creating s. 775.33, F.S.; defining terms; prohibiting a person from providing material support or resources, or engaging in other specified actions, to violate specified criminal provisions; providing penalties; prohibiting a person from attempting to provide, conspiring to provide, or knowingly providing material support or resources to a designated foreign terrorist organization; providing penalties; providing increased penalties if specified actions result in death or serious bodily injury; specifying the circumstances under which a person provides material support by providing personnel; prohibiting prosecution under certain circumstances; providing legislative intent; requiring the Department of Law Enforcement, in consultation with the Office of the Attorney General, to create specified guidelines; creating s. 775.34, F.S.; providing penalties for a person who willfully becomes a member of a designated foreign terrorist organization and serves under the direction or control of the organization with the intent to further the illegal acts of the organization; defining the term “designated foreign terrorist organization”; creating s. 775.35, F.S.; providing penalties for a person who intentionally disseminates or spreads any type of contagious, communicable, or infectious disease among crops, poultry, livestock, or other animals; providing an affirmative defense; providing increased penalties if specified actions result in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 782.04, F.S.; revising the provisions related to terrorism for murder in the first degree, murder in the second degree, and murder in the third degree to include the ter-

rorism felonies created by this act; reenacting ss. 373.6055(3)(c), 381.95(1), 395.1056(1)(a) and (2), 874.03(7), 907.041(4)(a), 943.0312(2), and 943.0321(2), F.S., relating to the definition of the term “terrorism,” to incorporate the amendment made to s. 775.30, F.S., in references thereto; reenacting ss. 27.401(2), 39.806(1)(d), 63.089(4)(b), 95.11(10), 435.04(2)(e), 435.07(4)(c), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1), (2), (4), (5), (6), and (7), 782.051, 782.065, 903.133, 921.0022(3)(h) and (i), 921.16(1), 947.146(3)(i), 948.06(8)(c), 948.062(1), 985.265(3)(b), and 1012.315(1)(d), F.S., relating to capital felonies, murder in the first degree, murder in the second degree, and murder in the third degree, to incorporate the amendment made to s. 782.04, F.S., in references thereto; reenacting s. 1012.467(2)(g), F.S., relating to terrorism and murder, to incorporate the amendments made to ss. 775.30 and 782.04, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 476**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 457** was withdrawn from the Committees on Criminal Justice; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bean—

CS for HB 457—A bill to be entitled An act relating to terrorism and terrorist activities; amending s. 775.30, F.S.; extending the applicability of the definition of the term “terrorism” to other sections of ch. 775, F.S.; defining the term “terrorist activity”; providing that a violation of specified criminal provisions in furtherance of certain objectives is a crime of terrorism; providing penalties; providing increased penalties if the action results in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 775.31, F.S.; redefining the term “terrorism”; providing applicability; creating s. 775.32, F.S.; defining terms; prohibiting a person from using, attempting to use, or conspiring to use military-type training received from a designated foreign terrorist organization for certain purposes; providing penalties; providing increased penalties if the actions result in death or serious bodily injury; creating s. 775.33, F.S.; defining terms; prohibiting a person from providing material support or resources, or engaging in other specified actions, to violate specified criminal provisions; providing penalties; prohibiting a person from attempting to provide, conspiring to provide, or knowingly providing material support or resources to a designated foreign terrorist organization; providing penalties; providing increased penalties if specified actions result in death or serious bodily injury; specifying the circumstances under which a person provides material support by providing personnel; prohibiting prosecution under certain circumstances; providing legislative intent; requiring the Department of Law Enforcement, in consultation with the Office of the Attorney General, to create specified guidelines; creating s. 775.34, F.S.; providing penalties for a person who willfully becomes a member of a designated foreign terrorist organization and serves under the direction or control of the organization with the intent to further the illegal acts of the organization; defining the term “designated foreign terrorist organization”; creating s. 775.35, F.S.; providing penalties for a person who intentionally disseminates or spreads any type of contagious, communicable, or infectious disease among crops, poultry, livestock, or other animals; providing an affirmative defense; providing increased penalties if specified actions result in death or serious bodily injury; defining the term “serious bodily injury”; amending s. 782.04, F.S.; revising the provisions related to terrorism for murder in the first degree, murder in the second degree, and murder in the third degree to include the terrorism felonies created by this act; reenacting ss. 373.6055(3)(c), 381.95(1), 395.1056(1)(a) and (2), 874.03(7), 907.041(4)(a), 943.0312(2), and 943.0321(2), F.S., relating to the definition of the term “terrorism,” to incorporate the amendment made to s. 775.30, F.S., in references thereto; reenacting ss. 27.401(2), 39.806(1)(d), 63.089(4)(b), 95.11(10), 435.04(2)(e), 435.07(4)(c), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1), (2), (4), (5), (6), and (7), 782.051, 782.065, 903.133, 921.0022(3)(h) and (i), 921.16(1), 947.146(3)(i), 948.06(8)(c), 948.062(1), 985.265(3)(b), and 1012.315(1)(d), F.S., relating to capital felonies, murder in the first degree, murder in the second degree, and murder in the third degree, to incorporate the amendment made to s. 782.04, F.S., in references thereto; reenacting s. 1012.467(2)(g), F.S., relating to terrorism and murder, to incorporate the amendments made to ss. 775.30 and 782.04, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 476** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 457** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 832** and **CS for CS for SB 1314** was deferred.

CS for CS for SB 1562—A bill to be entitled An act relating to limited access and toll facilities; amending s. 338.166, F.S.; authorizing the Department of Transportation to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of high-occupancy toll lanes or express lanes; requiring, as of a specified date, that a customer be charged the minimum express lane toll if his or her average travel speed for a trip in an express lane falls below a specified rate; providing measurement of a customer's express lane average travel speed; amending s. 338.2216, F.S.; authorizing the Florida Turnpike Enterprise to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of express lanes on the turnpike system; prohibiting variable pricing from being implemented in express lanes when the level of service in the express lane, determined in accordance with specified criteria, is equal to level of service A; specifying that variable pricing in express lanes when the level of service in the express lane is level of service B may only be implemented by charging the general toll lane toll amount plus an amount set by department rule; providing that pricing in express lanes when the level of service is other than level of service A or level of service B may vary in the manner established by the Florida Turnpike Enterprise to manage congestion in the express lanes; requiring, as of a specified date, that a customer be charged a general toll lane toll amount plus an amount set by department rule if his or her average travel speed for a trip in an express lane falls below a specified rate; providing for measurement of a customer's express lane average travel speed; amending s. 338.231, F.S.; extending the timeframe during which the department must program sufficient funds in the tentative work program such that the percentage of turnpike toll and bond financed commitments in Miami-Dade County, Broward County, and Palm Beach County are at least a specified percent of a certain share of certain net toll collections; amending s. 348.0004, F.S.; providing applicability; requiring toll increases by authorities in certain counties to be justified by an independent study by a third party; providing an exception for an increase to adjust for inflation pursuant to a specified procedure for toll rate adjustments; requiring toll increases to be approved by a specified margin in a vote of the expressway authority board; prohibiting the amount of toll revenues used for administrative expenses by the authority from being greater than a specified percentage above the annual state average of administrative costs; requiring the Florida Transportation Commission to determine the annual state average of administrative costs based on the annual administrative expenses of all the expressway authorities of this state; authorizing the commission to adopt certain rules; requiring a specified distance between main through-lane tolling points on transportation facilities constructed after a specified date; providing applicability; conforming a cross-reference; requiring authorities in certain counties to reduce toll charges by a specified amount at the time that any toll is incurred for certain SunPass registrants, subject to certain requirements; prohibiting such authorities from imposing additional requirements for receipt of the reduced toll amount; requiring an authority in certain counties to determine its surplus revenues and dedicate a certain amount of the annual surplus revenues to transportation- and transit-related expenses for projects in the area served by the authority; requiring the metropolitan planning organization for certain counties to annually select a project or projects within the counties to be funded by the authority's dedicated surplus revenues and provide to the authority a list reflecting the selected project or projects; requiring the authority to select from the list for funding from the authority's dedicated surplus revenues transportation- and transit-related expenses that have a rational nexus to the transportation facilities of the authority; requiring a rational nexus to demonstrate that the proposed transportation expenditure makes a substantial impact on the capacity or use of the transportation facilities of the authority or that the proposed transit expenditure complements the operation of, or expands the access to, the transportation facilities of the authority; requiring certain counties to have a financial audit of the revenues and expenditures of

the county's transportation plan conducted by an independent third party not less than biennially and to post the audits on the counties' websites to be eligible to receive the dedicated surplus revenues; requiring that an authority established in certain counties have an audit conducted by an independent third party not less than biennially; requiring the audit report be made publicly available on the authority's website; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1562**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1049** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Garcia, the rules were waived and—

CS for HB 1049—A bill to be entitled An act relating to expressway authorities; providing a short title; amending s. 348.0004, F.S.; requiring toll increases by authorities in certain counties to be approved by an independent study and vote of the expressway authority board; limiting the extent of such increases; limiting the amount of toll revenues such authorities may use for administrative expenses; requiring a certain distance between tolling points on transportation facilities constructed after a specified date, subject to certain restrictions; providing applicability; requiring such authorities to reduce tolls paid by SunPass customers; creating s. 348.00115, F.S.; requiring such authorities to post certain information on a website; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1562** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (977650) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (5) and (6) of section 338.166, Florida Statutes, are redesignated as subsections (6) and (7), respectively, subsection (4) of that section is amended, and a new subsection (5) is added to that section, to read:

338.166 High-occupancy toll lanes or express lanes.—

(4) The department may implement variable rate tolls on high-occupancy toll lanes or express lanes. *The department may require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of high-occupancy toll lanes or express lanes.*

(5) *Effective July 1, 2018, if a customer's average travel speed for a trip in an express lane falls below 40 miles per hour, the customer must be charged the minimum express lane toll. A customer's express lane average travel speed is his or her average travel speed from the customer's entry point to the customer's exit point.*

Section 2. Paragraph (d) of subsection (1) of section 338.2216, Florida Statutes, is amended, and paragraph (e) is added to that subsection, to read:

338.2216 Florida Turnpike Enterprise; powers and authority.—

(1)

(d) The Florida Turnpike Enterprise shall pursue and implement new technologies and processes in its operations and collection of tolls and the collection of other amounts associated with road and infrastructure usage. Such technologies and processes must include, without limitation, video billing and variable pricing. *The Florida Turnpike Enterprise may require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of express lanes on the turnpike system. Variable pricing may not be implemented in express lanes when the level of service in the express lane, determined in accordance with the criteria established by the Trans-*

portation Research Board Highway Capacity Manual (5th Edition, HCM 2010), as amended from time to time, is equal to level of service A. Variable pricing in express lanes when the level of service in the express lane is level of service B may only be implemented by charging the general toll lane toll amount plus an amount set by department rule. Except as otherwise provided in this subsection, pricing in express lanes when the level of service is other than level of service A or level of service B may vary in the manner established by the Florida Turnpike Enterprise to manage congestion in the express lanes.

(e) Effective July 1, 2018, if a customer's average travel speed for a trip in an express lane falls below 40 miles per hour, the customer must be charged the general toll lane toll amount plus an amount set by department rule. A customer's express lane average travel speed is his or her average travel speed from the customer's entry point to the customer's exit point.

Section 3. Paragraph (a) of subsection (3) of section 338.231, Florida Statutes, is amended to read:

338.231 Turnpike tolls, fixing; pledge of tolls and other revenues.— The department shall at all times fix, adjust, charge, and collect such tolls and amounts for the use of the turnpike system as are required in order to provide a fund sufficient with other revenues of the turnpike system to pay the cost of maintaining, improving, repairing, and operating such turnpike system; to pay the principal of and interest on all bonds issued to finance or refinance any portion of the turnpike system as the same become due and payable; and to create reserves for all such purposes.

(3)(a) For the period July 1, 1998, through June 30, 2027 ~~2017~~, the department shall, to the maximum extent feasible, program sufficient funds in the tentative work program such that the percentage of turnpike toll and bond financed commitments in Miami-Dade County, Broward County, and Palm Beach County as compared to total turnpike toll and bond financed commitments shall be at least 90 percent of the share of net toll collections attributable to users of the turnpike system in Miami-Dade County, Broward County, and Palm Beach County as compared to total net toll collections attributable to users of the turnpike system. This subsection does not apply when the application of such requirements would violate any covenant established in a resolution or trust indenture relating to the issuance of turnpike bonds. The department may at any time for economic considerations establish lower temporary toll rates for a new or existing toll facility for a period not to exceed 1 year, after which the toll rates adopted pursuant to s. 120.54 shall become effective.

Section 4. Present subsections (6) through (9) of section 348.0004, Florida Statutes, are redesignated as subsections (7) through (10), respectively, paragraph (e) of subsection (2) of that section is amended, and a new subsection (6) and subsections (11), (12), and (13) are added to that section, to read:

348.0004 Purposes and powers.—

(2) Each authority may exercise all powers necessary, appurtenant, convenient, or incidental to the carrying out of its purposes, including, but not limited to, the following rights and powers:

(e) To fix, alter, charge, establish, and collect tolls, rates, fees, rentals, and other charges for the services and facilities system, which tolls, rates, fees, rentals, and other charges must always be sufficient to comply with any covenants made with the holders of any bonds issued pursuant to the Florida Expressway Authority Act. However, such right and power may be assigned or delegated by the authority to the department.

1. Notwithstanding any other provision of law to the contrary, but subject to any contractual requirements contained in documents securing any indebtedness outstanding on July 1, 2017, in any county as defined in s. 125.011(1):

a. The authority may not increase a toll unless the increase is justified to the satisfaction of the authority by a traffic and revenue study conducted by an independent third party, except for an increase to the extent necessary to adjust for inflation pursuant to the procedure for toll rate adjustments provided in s. 338.165.

b. A toll increase must be approved by a two-thirds vote of the expressway authority board.

c. The amount of toll revenues used for administrative expenses by the authority may not be greater than 10 percent above the annual state average of administrative costs determined as provided in this sub-subparagraph. The Florida Transportation Commission shall determine the annual state average of administrative costs based on the annual administrative expenses of all the expressway authorities of this state. For purposes of this sub-subparagraph, administrative expenses include, but are not limited to, employee salaries and benefits, small business outreach, insurance, professional service contracts not directly related to the operation and maintenance of the expressway system, and other overhead costs. The commission may adopt rules necessary for the implementation of this sub-subparagraph.

d. On transportation facilities constructed after July 1, 2017, there must be a distance of at least 5 miles between main through-lane tolling points. The distance requirement of this sub-subparagraph does not apply to entry and exit ramps.

2. Notwithstanding s. 338.165 or any other provision of law to the contrary, in any county as defined in s. 125.011(1), to the extent surplus revenues exist, they may be used for purposes enumerated in subsection (8) ~~(7)~~, provided the expenditures are consistent with the metropolitan planning organization's adopted long-range plan.

3. Notwithstanding any other provision of law to the contrary, but subject to any contractual requirements contained in documents securing any outstanding indebtedness payable from tolls, in any county as defined in s. 125.011(1), the board of county commissioners may, by ordinance adopted on or before September 30, 1999, alter or abolish existing tolls and currently approved increases thereto if the board provides a local source of funding to the county expressway system for transportation in an amount sufficient to replace revenues necessary to meet bond obligations secured by such tolls and increases.

(6) Subject to compliance with any covenants made with the holders of any bonds issued pursuant to the Florida Expressway Authority Act, an authority in any county as defined in s. 125.011(1) shall, at the time that any toll is incurred, reduce the toll charged on any of the authority's toll facilities by at least 5 percent, but not more than 10 percent, for each SunPass registrant having an account in good standing and having the license plate of the vehicle or vehicles incurring the toll registered to the SunPass account at the time the toll is incurred. The authority may not impose additional requirements for receipt of the reduced toll amount.

(11) Notwithstanding any other provision of the Florida Expressway Authority Act, an authority in any county as defined in s. 125.011(1) shall determine its surplus revenues as defined in s. 348.0002(12). The authority shall then dedicate at least 20 percent, but not more than 50 percent, of the annual surplus revenues to transportation- and transit-related expenses for projects in the area served by the authority. The metropolitan planning organization for any county as defined in s. 125.011(1) shall annually select a project or projects within the county to be funded by the authority's dedicated surplus revenues as provided in this subsection and provide to the authority a list reflecting the selected project or projects. The authority shall select from the list for funding from the authority's dedicated surplus revenues transportation- and transit-related expenses that have a rational nexus to the transportation facilities of the authority and may include, but are not limited to, expenses associated with the planning, design, acquisition, construction, extension, rehabilitation, equipping, preservation, maintenance, or improvement of public transportation facilities, transit facilities, intermodal facilities, or multimodal corridors owned or operated by such municipality or county; and transit-related expenses that impact the capacity or use of the transportation facilities of the authority. For the purpose of this subsection, a rational nexus must demonstrate that the proposed transportation expenditure makes a substantial impact on the capacity or use of the transportation facilities of the authority, or that the proposed transit expenditure complements the operation of, or expands the access to, the transportation facilities of the authority.

(12) A county as defined in s. 125.011(1) must have a financial audit of the revenues and expenditures of the county's transportation plan conducted by an independent third party not less than biennially and must post the audits on the county's website to be eligible to receive the dedicated surplus revenues as provided in subsection (11).

(13) An authority established in any county as defined in 125.011(1) must have a financial audit conducted by an independent third party not less than biennially, and the audit report must be made publicly available on the authority's website.

Section 5. Section 348.00115, Florida Statutes, is created to read:

348.00115 Public accountability.—An expressway authority in a county as defined in s. 125.011(1) shall post the following information on its website:

- (1) Audited financial statements and any interim financial reports.
- (2) Board and committee meeting agendas, meeting packets, and minutes.
- (3) Bond covenants for any outstanding bond issues.
- (4) Authority budgets.
- (5) Authority contracts. For purposes of this subsection, the term "contract" means a written agreement or purchase order issued for the purchase of goods or services or a written agreement for the receipt of state or federal financial assistance.
- (6) Authority expenditure data, which must include the name of the payee, the date of the expenditure, and the amount of the expenditure. Such data must be searchable by name of the payee, name of the paying agency, and fiscal year and must be downloadable in a format that allows offline analysis.
- (7) Information relating to current, recently completed, and future projects on authority facilities.

Section 6. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to limited access and toll facilities; amending s. 338.166, F.S.; authorizing the Department of Transportation to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of high-occupancy toll lanes or express lanes; requiring, as of a specified date, that a customer be charged the minimum express lane toll if his or her average travel speed for a trip in an express lane falls below a specified rate; providing measurement of a customer's express lane average travel speed; amending s. 338.2216, F.S.; authorizing the Florida Turnpike Enterprise to require the use of an electronic transponder interoperable with the department's electronic toll collection system for the use of express lanes on the turnpike system; prohibiting variable pricing from being implemented in express lanes when the level of service in the express lane, determined in accordance with specified criteria, is equal to level of service A; specifying that variable pricing in express lanes when the level of service in the express lane is level of service B may only be implemented by charging the general toll lane toll amount plus an amount set by department rule; providing that pricing in express lanes when the level of service is other than level of service A or level of service B may vary in the manner established by the Florida Turnpike Enterprise to manage congestion in the express lanes; requiring, as of a specified date, that a customer be charged a general toll lane toll amount plus an amount set by department rule if his or her average travel speed for a trip in an express lane falls below a specified rate; providing for measurement of a customer's express lane average travel speed; amending s. 338.231, F.S.; extending the timeframe during which the department must program sufficient funds in the tentative work program such that the percentage of turnpike toll and bond financed commitments in Miami-Dade County, Broward County, and Palm Beach County are at least a specified percent of a certain share of certain net toll collections; amending s. 348.0004, F.S.; providing applicability; requiring toll increases by authorities in certain counties to be justified by an independent study by a third party; providing an exception for an increase to adjust for inflation pursuant to a specified procedure for toll rate adjustments; requiring toll increases to be approved by a specified margin in a vote of the expressway authority board; prohibiting the amount of toll revenues used for administrative expenses by the authority from being greater than a specified percentage above the annual state average of administrative costs; requiring the Florida Transportation Commission to determine the annual state

average of administrative costs based on the annual administrative expenses of all the expressway authorities of this state; authorizing the commission to adopt certain rules; requiring a specified distance between main through-lane tolling points on transportation facilities constructed after a specified date; providing applicability; conforming a cross-reference; requiring authorities in certain counties to reduce toll charges by a specified amount at the time that any toll is incurred for certain SunPass registrants, subject to certain requirements; prohibiting such authorities from imposing additional requirements for receipt of the reduced toll amount; requiring an authority in certain counties to determine its surplus revenues and dedicate a certain amount of the annual surplus revenues to transportation- and transit-related expenses for projects in the area served by the authority; requiring the metropolitan planning organization for certain counties to annually select a project or projects within the counties to be funded by the authority's dedicated surplus revenues and provide to the authority a list reflecting the selected project or projects; requiring the authority to select from the list for funding from the authority's dedicated surplus revenues transportation- and transit-related expenses that have a rational nexus to the transportation facilities of the authority; requiring a rational nexus to demonstrate that the proposed transportation expenditure makes a substantial impact on the capacity or use of the transportation facilities of the authority or that the proposed transit expenditure complements the operation of, or expands the access to, the transportation facilities of the authority; requiring certain counties to have a financial audit of the revenues and expenditures of the county's transportation plan conducted by an independent third party not less than biennially and to post the audits on the counties' websites to be eligible to receive the dedicated surplus revenues; requiring that an authority established in certain counties have an audit conducted by an independent third party not less than biennially; requiring the audit report be made publicly available on the authority's website; creating s. 348.00115, F.S.; requiring authorities in certain counties to post certain information on a website; defining the term "contract"; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 1049**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 726—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; authorizing an elector to vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the site's hours of operation; requiring the Division of Elections to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 726**, pursuant to Rule 3.11(3), there being no objection, **HB 521** was withdrawn from the Committees on Ethics and Elections; and Rules.

On motion by Senator Powell—

HB 521—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.64, F.S.; authorizing an absent elector to personally deliver his or her completed vote-by-mail ballot to an early voting site during specified hours; requiring the Division of Elections to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 726** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Powell moved the following amendment which was adopted:

Amendment 1 (193534) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 101.69, Florida Statutes, is amended to read:

101.69 Voting in person; return of vote-by-mail ballot.—

(1) The provisions of this code shall not be construed to prohibit any elector from voting in person at the elector's precinct on the day of an election or at an early voting site, notwithstanding that the elector has

requested a vote-by-mail ballot for that election. An elector who has returned a voted vote-by-mail ballot to the supervisor, however, is deemed to have cast his or her ballot and is not entitled to vote another ballot or to have a provisional ballot counted by the county canvassing board. An elector who has received a vote-by-mail ballot and has not returned the voted ballot to the supervisor, but desires to vote in person, shall return the ballot, whether voted or not, to the election board in the elector's precinct or to an early voting site. The returned ballot shall be marked "canceled" by the board and placed with other canceled ballots. However, if the elector does not return the ballot and the election official:

(a)(4) Confirms that the supervisor has received the elector's vote-by-mail ballot, the elector shall not be allowed to vote in person. If the elector maintains that he or she has not returned the vote-by-mail ballot or remains eligible to vote, the elector shall be provided a provisional ballot as provided in s. 101.048.

(b)(2) Confirms that the supervisor has not received the elector's vote-by-mail ballot, the elector shall be allowed to vote in person as provided in this code. The elector's vote-by-mail ballot, if subsequently received, shall not be counted and shall remain in the mailing envelope, and the envelope shall be marked "Rejected as Illegal."

(c)(3) Cannot determine whether the supervisor has received the elector's vote-by-mail ballot, the elector may vote a provisional ballot as provided in s. 101.048.

(2)(a) *If the elector chooses not to vote in person as provided in subsection (1), the elector may vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the early voting site's hours of operation.*

(b) *The division shall adopt uniform rules for the receipt of the ballots.*

Section 2. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.69, F.S.; authorizing an elector to vote by personally delivering his or her completed vote-by-mail ballot to an early voting site in the elector's county of residence during the site's hours of operation; requiring the Division of Elections to adopt rules; providing an effective date.

Pursuant to Rule 4.19, **HB 521**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 1206—A bill to be entitled An act relating to the rights and responsibilities of patients; amending s. 381.026, F.S.; requiring health care facilities and providers to authorize patients to bring in any person of the patients' choosing to specified areas of the facilities or providers' offices under certain circumstances; requiring health care facilities and providers to include such authorization as an additional patient standard in the statement of rights and responsibilities made available to patients by health care providers; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1206**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1253** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Montford—

CS for HB 1253—A bill to be entitled An act relating to the rights and responsibilities of patients; amending s. 381.026, F.S.; requiring health care facilities and providers to authorize patients to bring in any person of the patients' choosing to specified areas of the facilities or providers' offices under certain circumstances; providing an exception; requiring health care facilities and providers to include such authorization as an additional patient standard in the statement of rights and responsibilities made available to patients by health care providers; providing an effective date.

—a companion measure, was substituted for **CS for SB 1206** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1253** was placed on the calendar of Bills on Third Reading.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

Consideration of **CS for SB 1238** was deferred.

CS for CS for HB 467—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; specifying that applications for funding for certain agriculture education and promotion facilities be postmarked or electronically submitted by a certain date; amending s. 472.003, F.S.; specifying that certain persons under contract with registered or certified surveyors and mappers are not subject to the provisions of ch. 472, F.S.; amending s. 472.005, F.S.; redefining the terms "practice of surveying and mapping" and "subordinate"; amending s. 472.013, F.S.; revising the standards for when an applicant is eligible to take the licensure examination to practice as a surveyor and mapper; amending s. 472.015, F.S.; revising the qualifications for licensure by endorsement for surveyors and mappers; amending s. 472.018, F.S.; revising the continuing education requirements for new surveyor and mapper licensees and renewal of surveyor and mapper licenses; authorizing the board to provide by rule the method of delivery of, criteria for, and provisions to carryover hours for continuing education requirements; deleting a requirement that the board approve courses; requiring the board to issue cease and desist orders and enact certain penalties for continuing education providers failing to conform to board rules; requiring the department to establish a system for the administration of continuing education requirements adopted by the board; amending s. 472.025, F.S.; deleting a requirement that registrant seals be of impression-type metal; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management within the Executive Office of the Governor; requiring that certain copies of evaluation certificates be retained in the surveyor and mapper's records; amending s. 487.2041, F.S.; requiring the department to adopt by rule certain United States Environmental Protection Agency regulations relating to labeling requirements for pesticides and devices; amending s. 493.6101, F.S.; specifying that a manager of a private investigative agency may manage up to three offices, subject to certain requirements; amending s. 493.6105, F.S.; exempting certain partners and corporate officers from fingerprint retention requirements; revising the submission requirements for applications for Class "K" licenses; amending s. 493.6107, F.S.; deleting a specification that license fees are biennial; amending s. 493.6108, F.S.; providing an authorization to the Department of Law Enforcement to release certain mental health and substance abuse history of applicants and licensees for the purpose of determining licensure eligibility; requiring licensees to notify their employer of an arrest within a specified period; amending s. 493.6112, F.S.; revising the notification requirements for changes of certain partners, officers, and employees of private investigative, security, and recovery agencies; amending s. 493.6113, F.S.; specifying that Class "G" licensees must complete requalification training for each type and caliber of firearm carried in the course of performing regulated duties; conforming terminology; amending s. 493.6115, F.S.; correcting a cross-reference regarding the conditions under which a Class "G" licensee may carry a concealed weapon; revising the conditions under which the department may issue a temporary Class "G" license; amending s. 493.6118, F.S.; providing that failure of a licensee to timely notify his or her employer of an arrest is grounds for disciplinary action by the Department of Agriculture and Consumer Services; requiring the department to suspend specified licenses of a licensee arrested or formally charged with certain crimes until disposition of the case; requiring the department to notify a licensee of administrative hearing rights; specifying that any hearing must be limited to a determination as to whether the licensee has been arrested or charged with a disqualifying crime; providing that the suspension may be lifted under certain circumstances; requiring the department to proceed with revocation under certain circumstances; amending s. 493.6202, F.S.; deleting a specification that license fees are

biennial; amending s. 493.6203, F.S.; deleting a requirement that certain training be provided in two parts; deleting obsolete provisions; amending s. 493.6302, F.S.; deleting a specification that license fees are biennial; amending s. 493.6303, F.S.; deleting a requirement that certain training must be provided in two parts; deleting obsolete provisions; making technical changes; amending s. 493.6304, F.S.; making technical changes; amending s. 493.6402, F.S.; deleting a specification that license fees are biennial; amending s. 493.6403, F.S.; requiring that applicants for Class “E” and “EE” licenses submit proof of successful completion of certain training, not just complete such training; deleting an obsolete provision; amending s. 501.013, F.S.; exempting certain programs and facilities from health studio regulations; amending s. 501.059, F.S.; removing a limitation on the length of time for which the department must place certain persons on a no-solicitation list; amending s. 507.04, F.S.; making a technical change; amending s. 531.37, F.S.; revising a definition; amending s. 531.61, F.S.; removing an exemption from commercial use permit requirements for taximeters and transportation measurement systems; amending s. 531.63, F.S.; removing a limitation on annual commercial use permit fees for taximeters; amending s. 534.021, F.S.; specifying that a detailed drawing, rather than a facsimile, must accompany an application for the recording of certain marks and brands; amending s. 534.041, F.S.; extending the renewal period for certain mark or brand certificates; eliminating a renewal fee; repealing s. 534.061, F.S., relating to the transfer of ownership of cattle; amending s. 570.07, F.S.; authorizing the department to perform certain food safety inspection services relating to raw agricultural commodities; amending s. 573.118, F.S.; specifying that the Division of Fruit and Vegetables, rather than the Division of Marketing and Development, must file a specified certification; amending s. 590.02, F.S.; specifying that the department has exclusive authority to enforce the Florida Building Code as it relates to Florida Forest Service facilities under the jurisdiction of the department; amending s. 597.004, F.S.; authorizing certain saltwater products dealers to sell certain aquaculture products without restriction under a specified circumstance; amending s. 604.16, F.S.; specifying that dealers in agricultural products who pay by credit card are exempt from certain dealer requirements; amending s. 790.06, F.S.; revising the requirements to obtain a license to carry a concealed weapon or firearm; revising the requirements of the application form; reducing the fees for concealed weapon or firearm licenses; providing an effective date.

—was read the third time by title.

On motion by Senator Young, **CS for CS for HB 467** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Garcia	Simmons
Bracy	Gibson	Simpson
Bradley	Grimsley	Stargel
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—1

Powell

CS for CS for HB 169—A bill to be entitled An act relating to fictitious name registration; amending s. 865.09, F.S.; defining the term “registrant”; revising the information required to register a fictitious name; revising requirements for a change in registration; revising provisions concerning the expiration of a registration; prohibiting a renewal of a registration if the registered fictitious name is prohibited by specified provisions; specifying additional forms of business organization that may not be required to register under certain circumstances; revising provisions concerning penalties for violations; specifying ad-

ditional terms that may not be included in a fictitious name; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 169** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 6539—A bill to be entitled An act for the relief of Eddie Weekley and Charlotte Williams, individually and as co-personal representatives of the Estate of Franklin Weekley, their deceased son, for the disappearance and death of their son while he was in the care of the Marianna Sunland Center, currently operated by the Agency for Persons with Disabilities; providing an appropriation to compensate them for the disappearance and death of Franklin Weekley, which were due to the negligence of the Department of Children and Families; providing a limitation on the payment of fees and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for HB 6539** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Latvala	Steube
Broxson	Lee	Thurston
Campbell	Mayfield	Torres
Clemens	Montford	Young
Farmer	Passidomo	

Nays—1

Perry

CS for HB 6521—A bill to be entitled An act for the relief of Mary Mifflin-Gee by the City of Miami; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of employees of the City of Miami Department of Fire-Rescue; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for HB 6521** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Braynon	Latvala	Steube
Broxson	Lee	Stewart
Campbell	Mayfield	Thurston
Clemens	Montford	Torres
Farmer	Passidomo	Young
Flores	Powell	

Nays—1

Perry

Vote after roll call:

Yea to Nay—Stargel

CS for HB 6507—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for HB 6507** was passed and certified to the House. The vote on passage was:

Yeas—34

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Steube
Brandes	Hutson	Stewart
Braynon	Latvala	Thurston
Broxson	Lee	Torres
Campbell	Mayfield	Young
Clemens	Montford	
Farmer	Passidomo	

Nays—2

Perry Stargel

HB 299—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; increasing the membership of the governing board of the authority to include a member appointed by the chair of the Brevard County Commission; authorizing the Governor to appoint a citizen member from Brevard County; conforming quorum and voting requirements; amending s. 348.754, F.S.; adding the area within the geographical boundary of Brevard County to the area to be served by the authority; authorizing the authority to exercise certain powers outside the jurisdictional boundaries of Brevard County; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **HB 299** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for CS for HB 925—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.575, F.S.; replacing, within the Division of Treasury, the Treasury Investment Committee with the Treasury Investment Council; specifying the composition and term length of members; specifying duties of the council; providing that members shall serve without additional compensation or honorarium but may receive per diem and travel expense reimbursement; amending s. 215.422, F.S.; providing applicability of certain requirements relating to payments, warrants, and invoices to payments made in relation to certain agreements funded with federal or state assistance; reordering and amending s. 554.1021, F.S.; defining and redefining terms; amending s. 554.103, F.S.; requiring, rather than authorizing, the Department of Financial Services to adopt amendments and interpretations of a specified code into the State Boiler Code; revising requirements that installers, rather than owners, must comply with before installing a boiler; authorizing the department to adopt rules; conforming provisions to changes made by the act; amending s. 554.104, F.S.; deleting a provision relating to boilers of special design which is recreated in s. 554.103, F.S.; requiring certification of boiler inspectors; requiring an application for a certification examination; specifying qualifications and requirements for the certification examination; requiring the department to adopt a specified training course; providing authorized methods and requirements for the training course; requiring the chief boiler inspector to issue a certificate of competency to a person meeting certain requirements; providing procedures for renewing a certificate; authorizing the department to adopt rules; amending s. 554.105, F.S.; renaming the chief inspector as the chief boiler inspector; revising requirements for the department through the state boiler inspection program; amending s. 554.106, F.S.; renaming deputy inspectors as deputy boiler inspectors; specifying required and authorized duties of deputy boiler inspectors; amending s. 554.107, F.S.; renaming special inspectors as special boiler inspectors; revising entities that may employ special boiler inspectors; specifying required inspection intervals for special boiler inspectors; amending s. 554.108, F.S.; providing an exemption, under certain conditions, from inspection requirements; specifying duties of an owner or an owner's designee to allow an inspector to conduct inspections; specifying requirements for boiler inspections and inspection reports; providing a penalty against an insurance carrier if certain followup inspections are not conducted; revising conditions that require a boiler to be shut down; revising requirements and procedures for a boiler that must be shut down; providing construction; authorizing the department to adopt rules; creating s. 554.1081, F.S.; revising requirements for boiler inspections by insurance companies and local governmental agencies; amending s. 554.109, F.S.; conforming provisions to changes made by the act; revising boilers that are exempt from regulation under the chapter; revising requirements for certain exempt boilers and water heaters; amending s. 554.1101, F.S.; conforming provisions to changes made by the act; requiring a boiler insurance company to notify, within a specified timeframe, the chief boiler inspector under certain circumstances; requiring a certificateholder to submit a certain certificate of insurance to the chief boiler inspector under certain circumstances; amending s. 554.111, F.S.; requiring an application for a boiler permit to include a specified fee; requiring the chief boiler inspector to deposit fines into a specified trust fund; conforming provisions to changes made by the act; repealing ss. 554.112 and 554.113, F.S., relating to examinations, and certification of inspectors and renewals, respectively; amending s. 554.114, F.S.; revising prohibited acts; providing penalties for a boiler

insurance company or authorized inspection agency that fails to conduct certain inspections; conforming provisions to changes made by the act; amending s. 554.115, F.S.; adding authorized disciplinary actions for the department; adding specified grounds for disciplinary action against an owner of a boiler; revising grounds for disciplinary action against a boiler inspector; deleting a provision requiring a chief inspector to report certain persons to the state attorney; deleting a provision authorizing certain administrative action by the chief inspector; deleting a provision relating to the duration of a suspended certificate of compliance; creating s. 554.1151, F.S.; authorizing the department to impose specified administrative fines in lieu of or in addition to certain disciplinary actions; authorizing procedures for payment of fines by a certificateholder; requiring a certificate to be revoked under certain circumstances; amending s. 624.307, F.S.; authorizing the department to expend funds for professional development of its employees; amending s. 626.015, F.S.; defining terms; conforming a cross-reference; amending s. 626.207, F.S.; defining the term “applicant”; revising a list of felonies subject to a permanent bar from licensure; revising a condition for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.9954, F.S.; revising a list of felonies subject to a permanent bar from licensure; revising conditions for when certain disqualifying periods begin; conforming cross-references; providing an exception from a permanent bar on or disqualifying periods for cases of executive clemency; providing construction; amending s. 626.221, F.S.; revising qualifications for exemption from examinations for applicants for a license as an all-lines adjuster; amending s. 626.2815, F.S.; authorizing the department to approve a certain number of elective continuing education credits for certain insurance licensees; providing exceptions from a certain continuing education requirement for such licensees; amending s. 626.8734, F.S.; providing an exemption from the nonresident examination requirement for certain all-lines adjusters; amending s. 626.611, F.S.; deleting a condition for the involvement of moral turpitude in felonies or certain crimes in relation to compulsory disciplinary actions by the department against certain entities’ licenses or appointments; conforming a cross-reference; amending s. 626.621, F.S.; revising grounds for the department’s discretionary refusal, suspension, or revocation of the license or appointment of certain persons; amending s. 626.7845, F.S.; revising an exception to the prohibition against the unlicensed transaction of life insurance; conforming a cross-reference; amending s. 626.8305, F.S.; revising an exception to the prohibition against the unlicensed transaction of health insurance; conforming a cross-reference; amending s. 626.861, F.S.; authorizing certain insurer employees to adjust specified claim losses or damage; amending s. 626.9543, F.S.; removing the scheduled expiration of a requirement for insurers to permit claims from a Holocaust victim or certain related persons irrespective of certain conditions; removing the scheduled expiration of an exception from statutes of limitations or laches for certain actions brought by Holocaust victims or certain related persons; amending s. 633.516, F.S.; authorizing the Division of State Fire Marshal within the division to contract for studies of, rather than to make a continuous study of, occupational diseases of firefighters; adding persons in other fire-related fields to such studies; authorizing the division to release confidential information of an individual firefighter or a person in another fire-related field to certain parties under certain circumstances; amending s. 658.21, F.S.; revising requirements relating to the financial institution experience of certain proposed directors and officers of a proposed bank or trust company; amending s. 658.33, F.S.; revising the residency requirement for certain directors of a bank or trust company; revising requirements relating to the financial institution experience of certain officers of a bank or trust company; amending s. 768.28, F.S.; providing exceptions in tort claims against a county from requirements that a claimant present the written claim to the department within a specified timeframe and serve process upon the department; amending ss. 288.706, 626.7315, and 627.351, F.S.; conforming cross-references; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a “surplus trustee”; authorizing specified entities to claim surplus funds that remain after a judicial sale; specifying procedures for those entities to receive such funds; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the department; conforming provisions to changes made by the act; amending s.

45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 717.113, F.S.; exempting certain funds remaining after a judicial sale and held in a court registry from becoming payable or distributable and subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

—as amended May 2, was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 925**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 6021—A bill to be entitled An act relating to home health agency licensure; amending s. 400.471, F.S.; repealing a provision prohibiting the Agency for Health Care Administration from issuing an initial license to an applicant for a home health agency license which is located within a certain distance of a licensed home health agency that has common controlling interests; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **HB 6021** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for HB 477—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing

criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—as amended May 2, was read the third time by title.

On motion by Senator Steube, further consideration of **CS for HB 477**, as amended, was deferred.

CS for HB 181—A bill to be entitled An act relating to natural hazards; creating s. 252.3655, F.S.; creating an interagency workgroup to share information, coordinate ongoing efforts, and collaborate on initiatives relating to natural hazards; defining the term “natural hazards”; requiring certain agencies to designate liaisons to the workgroup; designating the director of the Division of Emergency Management or his or her designee as the liaison to and coordinator of the workgroup; specifying duties and responsibilities of each liaison and the workgroup; requiring the division to prepare an annual report; specifying report requirements; requiring each agency liaison to ensure that the report is posted on his or her agency’s website; requiring the workgroup to submit the report to the Governor and the Legislature; providing an appropriation and authorizing a position; providing an effective date.

—was read the third time by title.

On motion by Senator Clemens, **CS for HB 181** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

Consideration of **CS for CS for HB 813** and **HB 6027** was deferred.

CS for CS for HB 435—A bill to be entitled An act relating to international financial institutions; amending s. 655.005, F.S.; redefining the term “financial institution” to include international trust entities and qualified limited service affiliates; amending s. 655.059, F.S.; specifying conditions under which confidential books and records of international trust entities may be disclosed to their home-country supervisors; revising conditions for such disclosure for international banking corporations; redefining the term “home-country supervisor”; requiring books and records pertaining to trust accounts to be kept confidential by financial institutions and their directors, officers, and employees; providing an exception; providing construction; creating s. 663.001, F.S.; providing legislative intent; amending s. 663.01, F.S.; redefining terms; deleting the definition of the term “international trust company representative office”; amending s. 663.02, F.S.; revising applicability of the financial institutions codes as to international banking corporations; amending s. 663.021, F.S.; conforming a provision to changes made by the act; amending s. 663.04, F.S.; deleting international trust companies from requirements for carrying on financial institution business; conforming a provision to changes made by the act; authorizing the Office of Financial Regulation to permit certain entities that would otherwise be prohibited from carrying on financial institution business to remain open and in operation under certain circumstances; amending s. 663.05, F.S.; providing for an abbreviated application procedure for certain entities established by an international banking corporation; specifying that the Financial Services Commission, rather than the office, prescribes a certain application form; requiring the commission to adopt rules for a time limitation for an application decision after a specified date; revising conditions for the office to issue an international banking corporation license; conforming a provision to changes made by the act; amending s. 663.055, F.S.; revising capital requirements for international banking corporations; amending s. 663.06, F.S.; making technical changes; conforming a provision to changes made by the act; creating s. 663.0601, F.S.; providing an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international banking corporations; specifying conditions for such license; amending s. 663.061, F.S.; providing permissible activities for international bank agencies; amending s. 663.062, F.S.; providing permissible activities for certain international representative offices; amending s. 663.063, F.S.; providing permissible activities for international administrative offices; amending s. 663.064, F.S.; requiring the commission to adopt rules relating to permissible deposits of international branches; providing permissible activities for international branches; amending s. 663.09, F.S.; revising requirements for the maintenance of books and records of international banking corporations; authorizing the office to require international banking corporations to translate certain documents into English at the expense of the international banking corporations; amending s. 663.11, F.S.; authorizing the office to permit certain entities that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; making technical and conforming changes; amending s. 663.12, F.S.; conforming a provision to changes made by the act; amending s. 663.17, F.S.; making technical changes; providing a directive to the Division of Law Revision and Information to create part III of ch. 663, F.S., entitled “International Trust Company Representative Offices”; creating s. 663.4001, F.S.; providing legislative intent; creating s. 663.401, F.S.; defining terms; creating s. 663.402, F.S.; providing applicability of the financial institutions codes as to international trust entities; creating s. 663.403, F.S.; providing applicability of the Florida Business Corporation Act as to international trust entities; creating s. 663.404, F.S.; specifying requirements for an international trust entity or certain related entities to conduct financial institution business; authorizing the office to permit an international trust company representative office that would otherwise be prohibited from continuing business to remain open and in operation under certain circumstances; creating s. 663.405, F.S.; providing that an international trust company representative office is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.406, F.S.; providing requirements for applications for an international trust entity license; requiring the office to disallow certain financial resources from capitalization requirements; requiring the international trust entity to submit to the office a certain certificate; providing an abbreviated application process for certain international trust entities to establish international trust company representative offices; specifying parameters and requirements for the office in determining whether to approve or disapprove an application; requiring the commission to adopt by rule general principles regarding the adequacy of supervision of an international trust entity’s foreign estab-

lishments rules; creating s. 663.407, F.S.; providing capital requirements for an international trust entity; requiring the commission to adopt rules; creating s. 663.408, F.S.; providing permissible activities under and requirements and limitations for international trust entity licenses; providing procedures, conditions, and requirements for the suspension, revocation, or surrender of an international trust entity license; creating s. 663.4081, F.S.; providing for an after-the-fact licensure process in the event of the acquisition, merger, or consolidation of international trust entities; specifying conditions for such licensure; transferring, renumbering, and amending s. 663.0625, F.S.; adding prohibited activities of representatives and employees of an international trust company representative office; providing permissible activities of such offices; conforming provisions to changes made by the act; creating s. 663.410, F.S.; requiring international trust entities to certify to the office the amount of their capital accounts at specified intervals; providing construction; creating s. 663.411, F.S.; specifying reporting and recordkeeping requirements for international trust entities; providing penalties; authorizing the office to require an international trust entity to translate certain documents into English at the international trust entity's expense; creating s. 663.412, F.S.; prohibiting an international trust entity from continuing to conduct business in this state under certain circumstances; authorizing the office to permit an international trust company representative office to remain open and in operation under certain circumstances; authorizing the commission to adopt certain rules; requiring an entity to surrender its license under certain circumstances; requiring an international trust entity or its surviving officers and directors to deliver specified documents to the office; providing construction; creating s. 663.413, F.S.; specifying application and examination fees for international trust company representative offices; creating s. 663.414, F.S.; authorizing the commission to adopt certain rules; providing an exemption from statement of estimated regulatory costs requirements; creating s. 663.415, F.S.; requiring international trust company representative offices that are under examination to reimburse domestic or foreign travel expenses of the office; providing a directive to the Division of Law Revision and Information to create part IV of ch. 663, F.S., entitled "Qualified Limited Service Affiliates of International Trust Entities"; creating s. 663.530, F.S.; defining terms; creating s. 663.531, F.S.; specifying permissible and prohibited activities of a qualified limited service affiliate; requiring specified notices to be posted on an international trust entity's or qualified limited service affiliate's website; authorizing enforcement actions by the office; providing construction; creating s. 663.532, F.S.; requiring certain persons or entities to qualify as qualified limited service affiliates by a specified date or cease doing business in this state; permitting certain persons or entities to remain open and in operation under certain circumstances; amending s. 663.532, F.S., as created by this act; specifying qualification notice requirements; providing requirements and procedures for additional information requested by the office; providing summary suspension requirements and procedures; requiring the office to make investigation of specified persons upon the filing of a completed qualification notice; requiring the office to approve a qualification only if certain conditions are met; providing factors for the office to consider when evaluating a previous offense or violation committed by, or a previous fine or penalty imposed on, specified persons; providing that qualifications are not transferable or assignable; creating s. 663.5325, F.S.; providing that a qualified limited service affiliate is not required to produce certain books and records under certain circumstances; providing applicability; creating s. 663.533, F.S.; providing applicability of the financial institutions codes as to qualified limited service affiliates; providing construction; creating s. 663.534, F.S.; requiring qualified limited service affiliates to report changes of certain information to the office within a specified timeframe; creating s. 663.535, F.S.; requiring a specified notice to customers in marketing documents, advertisements, and displays at the qualified limited service affiliate's location or at certain events; creating s. 663.536, F.S.; specifying recordkeeping requirements relating to certain events that a qualified limited service affiliate participates in; creating s. 663.537, F.S.; authorizing the office to conduct examinations or investigations of qualified limited service affiliates for certain purposes; specifying a minimum interval of examinations to assess compliance; authorizing the office to examine a person or entity submitting a notice of qualification for certain purposes; creating s. 663.538, F.S.; providing requirements and procedures relating to the suspension, revocation, or voluntary surrender of a qualified limited service affiliate's qualification; providing a penalty; authorizing the office to conduct examinations under certain circumstances; prohibiting the office from denying a request to terminate operations except under certain circumstances; providing construction; creating s. 663.539, F.S.; requiring a qualified limited service affiliate to renew its qualification biennially; specifying requirements for the renewal qualification; reenacting s. 663.16, F.S., relating to definitions, to

incorporate the amendment made to s. 663.01, F.S., in a reference thereto; providing effective dates.

—was read the third time by title.

On motion by Senator Mayfield, **CS for CS for HB 435** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Benacquisto

CS for CS for HB 437—A bill to be entitled An act relating to public records; creating ss. 663.416 and 663.540, F.S.; defining terms; providing exemptions from public records requirements for certain information held by the Office of Financial Regulation relating to international trust company representative offices or qualified limited service affiliates, respectively, and relating to affiliated international trust entities; authorizing the disclosure of the information by the office to specified persons; providing construction; providing criminal penalties; providing future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 655.057, F.S.; providing that certain exemptions from public records requirements for information relating to investigations, reports of examinations, operations, or condition, including working papers, and certain materials supplied by governmental agencies are exempt from Section 24(a) of Article I of the State Constitution, as a result of the expansion of such exemptions to include the records of international trust entities and qualified limited service affiliates, as made by CS/CS/HB 435, 2017 Regular Session; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for CS for HB 437** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—35

Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Galvano	Rouson
Book	Garcia	Simmons
Bracy	Gibson	Simpson
Bradley	Grimsley	Stargel
Brandes	Hutson	Steube
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Lee

CS for CS for HB 837—A bill to be entitled An act relating to insurer insolvency; amending s. 631.015, F.S.; adding the Insurer Receivership Model Act to a list of acts that extend reciprocity in the treatment of policyholders in receivership if such act is enacted in other states; amending s. 631.021, F.S.; adding the Florida Health Maintenance Organization Consumer Assistance Plan to a list of entities that must be given reasonable written notice by the Department of Financial Services of hearings pertaining to certain insurers; revising the exclusive jurisdiction of the Circuit Court of Leon County, upon issuance of specified orders, of an insurer's assets or property in a delinquency proceeding; providing construction; amending s. 631.031, F.S.; requiring an insurer to file its response and defenses to a certain order within a specified timeframe; requiring that a hearing to determine whether cause exists to appoint the department as receiver must be commenced by a specified time; amending s. 631.041, F.S.; providing an exception for the Office of Insurance Regulation from applicability of a certain application or petition operating as an automatic stay; amending s. 631.141, F.S.; authorizing a receiver to assume or reject an insurer's executory contract or unexpired lease; authorizing the department as domiciliary receiver to pay certain expenses or reject certain contracts; providing that, under certain circumstances, certain persons of an insurer that is under liquidation are permanently discharged and have no further authority over the affairs or assets of the insurer; amending s. 631.152, F.S.; conforming a cross-reference; creating s. 631.1521, F.S.; prohibiting certain defenses in actions by and against a receiver; authorizing certain defenses in actions by and against a receiver; specifying that a principal under a surety bond or surety undertaking, under certain circumstances, is entitled to credit for the value of certain property against a reimbursement obligation to the receiver; limiting admissibility of evidence of fraud in the inducement to evidence contained in insurer records; creating s. 631.1522, F.S.; prohibiting, in a receiver's proceeding or claim, the assertion of defenses or claims by an affiliate or certain persons of an insurer except under certain circumstances; providing construction; amending s. 631.181, F.S.; authorizing a receivership court to allow alternative procedures and requirements for filing proofs of claim or allowing or proving claims; providing construction; prohibiting a receivership court from waiving certain filing requirements; providing conditions in which claims will be late-filed; authorizing a receiver to petition the receivership court to set certain deadlines; requiring a receiver to provide notice of filing a certain petition to certain claimants; amending s. 631.191, F.S.; providing definitions; providing applicability; requiring that specified large deductible claims under certain workers' compensation policies must be turned over to the applicable responsible guaranty association for handling; providing for construction relating to payment of deductible claims; authorizing receivers to collect reimbursements owed for certain deductible claims; providing requirements for such collections; providing for construction relating to such collections; requiring receivers to use collateral, when available, to secure certain obligations; providing that a guaranty association is entitled to collateral for a certain purpose; providing for construction relating to certain distributions; requiring receivers to draw down collateral under certain circumstances; providing a procedure for payment of claims; authorizing the return of excess collateral under certain circumstances; providing that a receiver is entitled to deduct certain expenses from the collateral or deductible reimbursements; providing for construction; amending s. 631.192, F.S.; prohibiting specified claims; amending s. 631.271, F.S.; adding and revising claims to a list that establishes the priority of distribution of claims from an insurer's estate; specifying when interest on claims accrue and the interest rate calculation; amending s. 631.391, F.S.; specifying that certain persons in relation to an insurer who must cooperate with the department or office in certain proceedings or investigations include present or former roles; defining the term "person"; amending s. 631.395, F.S.; requiring an order of liquidation to authorize the release of certain claims files, records, documents, or claims, rather than only copies of the claims files, records, documents, or claims; amending s. 631.397, F.S.; authorizing the department as receiver to apply to the court for approval of a specified proposal, rather than requiring the department to make such application within a specified timeframe; deleting a specified notice requirement of the department; deleting a provision authorizing the court to take action on the application under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for HB 837** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Gainer	Powell
Bean	Galvano	Rader
Benacquisto	Garcia	Rodriguez
Book	Gibson	Rouson
Bracy	Grimsley	Simmons
Bradley	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Brandes

CS for CS for HB 249—A bill to be entitled An act relating to drug overdoses; providing legislative findings and intent; creating s. 401.253, F.S.; permitting certain entities to report controlled substance overdoses to the Department of Health; defining the term "overdose"; providing requirements for such reports; providing immunity for persons who make reports in good faith; providing that a failure to report is not a basis for licensure discipline; requiring sharing of data with specified entities; providing for use of such data; amending s. 395.1041, F.S.; requiring a hospital with an emergency department to develop a best practices policy to promote the prevention of unintentional drug overdoses; authorizing the policy to include certain processes, guidelines, and protocols; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for HB 249** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

HB 7091—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; redefining terms and deleting a definition; amending s. 948.01, F.S.; requiring the Department of Corrections to revise and make available to the courts, rather than develop and disseminate to the courts, uniform order of supervision forms; amending s. 948.012, F.S.; adding the addiction-recovery supervision program as an exception to the immediate commencement of the period of probation upon the release of the defendant; amending s. 948.013, F.S.; revising the list of offenses that make an offender ineligible for placement on administrative probation during specified time periods; amending s. 948.03, F.S.; authorizing the court to require a probationer or offender to report to, to permit visits by, to submit to random testing as directed by, probation officers, rather than probation and parole supervisors or correctional probation officers; removing the option of incarceration in specified locations if a court withholds adjudication of guilt or imposes incarceration as a condition of probation; amending s. 948.031, F.S.; replacing the term "public service" with the

term “community service”; amending s. 948.035, F.S.; removing a probation program drug punishment treatment community facility from the list of residential treatment or incarceration facilities that an offender must be restricted to under certain circumstances; requiring a qualified practitioner to provide, rather than a court to obtain, an assessment and recommendation on the treatment needs of an offender entering a treatment facility; amending s. 948.037, F.S.; authorizing, rather than requiring, a court to require an offender to make a good faith effort toward completion of certain skills or a specific diploma as a condition of community control, probation, or probation following incarceration; amending s. 948.06, F.S.; replacing the term “parole or probation supervisor” with the term “probation officer”; specifying that the probationary period is tolled after the issuance of a violation of probation or community control warrant, rather than an arrest warrant; authorizing a chief judge to direct the department to use a notice to appear for technical violations; amending s. 948.09, F.S.; expanding the types of supervision under which an offender must pay for the cost of supervision; conforming provisions to changes made by the act; revising the factors under which the department may exempt an offender from payments; requiring the certification of student status to be supplied to the offender’s probation officer, rather than to the Secretary of Corrections; deleting duties of the secretary; deleting provisions authorizing the department to provide monthly payments to court-approved entities that provide supervision or rehabilitation for offenders under certain circumstances; deleting provisions relating to contract terms with, and a monthly report from, certain entities; amending s. 948.10, F.S.; requiring a community control program to focus on the provision of home confinement with limitations, rather than sanctions and consequences, commensurate with the crime committed; specifying and revising who the target population is for the community control program; revising departmental requirements for the operation of the program and caseloads; making technical changes; specifying the types of facilities used for the community control program; deleting an annual reporting requirement of the department to the Governor and the Legislature which includes certain information; amending s. 948.101, F.S.; conforming provisions to changes made by the act; amending s. 948.11, F.S.; requiring, rather than authorizing, the department to electronically monitor offenders sentenced to community control under certain circumstances; conforming terminology to changes made by the act; amending s. 948.15, F.S.; revising the required terms of the contract for a private entity providing services for the supervision of misdemeanor probationers; repealing s. 948.50, F.S., relating to a short title; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing, alternatives, and restitution, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting s. 947.1405(7)(b), F.S., relating to the conditional release program, to incorporate the amendment made to s. 948.09, F.S., in a reference thereto; reenacting ss. 947.1747 and 948.01(3), F.S., relating to community control as a special condition of parole and when a court may place a defendant on probation or into community control, respectively, to incorporate the amendment made to s. 948.10, F.S., in references thereto; providing effective dates.

—was read the third time by title.

On motion by Senator Brandes, **HB 7091** was passed and certified to the House. The vote on passage was:

Yeas—35

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Simmons
Bracy	Gibson	Simpson
Bradley	Grimsley	Stargel
Brandes	Hutson	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	

Nays—None

Vote after roll call:

Yea—Rouson

By direction of the President, the Senate resumed consideration of—

CS for HB 477—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

—which was previously considered this day and amended May 2.

On motion by Senator Steube, **CS for HB 477**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for SB 744—A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to adopt rules governing such signs or symbols; providing enforcement; providing penalties; amending s. 718.111, F.S.; prohibiting an officer, director, or manager

from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member's authorized representative; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; revising reporting requirements; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; revising legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the length of time to consider a plan of termination under certain conditions; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; authorizing an association to adopt rules for posting certain notices on a website; amending s. 719.107, F.S.; specifying certain services that are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; revising financial reporting requirements; authorizing an association to adopt rules for posting certain notices on a website; amending s. 720.306, F.S.; revising elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date.

—as amended May 2, was read the third time by title.

Pending further consideration of **CS for CS for SB 744**, as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 653** was withdrawn from the Committee on Rules.

On motion by Senator Passidomo, by two-thirds vote—

CS for CS for CS for HB 653—A bill to be entitled An act relating to community associations; creating s. 633.2225, F.S.; requiring certain condominium or cooperative associations to post certain signs or symbols on buildings; requiring the State Fire Marshal to adopt rules governing such signs or symbols; providing for enforcement; providing

penalties; amending s. 718.111, F.S.; prohibiting an officer, director, or manager from soliciting, offering to accept, or accepting a kickback for which consideration has not been provided; providing criminal penalties; requiring that an officer or director charged with certain crimes be removed from office; providing requirements for filling the vacancy left by such removal; prohibiting such officer or director from being appointed or elected or having access to official condominium association records for a specified time; providing an exception; requiring an officer or director to be reinstated if the charges are resolved without a finding of guilt; prohibiting an association from hiring an attorney who represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; revising recordkeeping requirements; providing that the official records of an association are open to inspection by an association member's authorized representative; providing that a renter of a unit has a right to inspect and copy the association's bylaws and rules; providing requirements relating to the posting of specified documents on an association's website; providing a remedy for an association's failure to provide a unit owner with a copy of the most recent financial report; revising reporting requirements; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; prohibiting a condominium association and its officers, directors, employees, and agents from using a debit card issued in the name of the association, or billed directly to the association, for the payment of any association expense; providing that the use of such debit card for any expense that is not a lawful obligation of the association may be prosecuted as credit card fraud; providing a directive to the Department of Business and Professional Regulation; revising reporting requirements; amending s. 718.112, F.S.; authorizing an association to adopt rules for posting certain notices on a website; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; amending s. 718.117, F.S.; revising legislative findings; revising voting requirements for the rejection of a plan of termination; increasing the amount of time to consider a plan of termination under certain conditions; revising the requirements to qualify for payment as a homestead owner if the owner has rejected a plan of termination; revising and providing notice requirements; providing applicability; amending s. 718.707, F.S.; revising the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising recordkeeping and reporting requirements; amending s. 719.1055, F.S.; revising provisions relating to required condominium and cooperative association bylaws; revising provisions relating to evidence of condominium and cooperative association compliance with the fire and life safety code; revising unit and common elements required to be retrofitted; revising provisions relating to an association vote to forego retrofitting; providing applicability; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; requiring that directors who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; authorizing an association to adopt rules for posting certain notices on a website; amending s. 719.107, F.S.; specifying certain services which are obtained pursuant to a bulk contract to be deemed a common expense; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; revising certain notice requirements relating to board meetings; revising financial reporting requirements; authorizing an association to adopt rules for posting certain notices on a website; amending s. 720.306, F.S.; revising elections requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 744**, as amended, and read the second time by title.

On motion by Senator Passidomo, by two-thirds vote, **CS for CS for CS for HB 653** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Perry
Bean	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Stewart
Campbell	Mayfield	Thurston
Clemens	Montford	Torres
Farmer	Passidomo	Young

Nays—1

Steube

HB 1203—A bill to be entitled An act relating to public records; amending s. 945.10, F.S.; providing that certain protected health information held by the Department of Corrections is confidential and exempt from public records requirements; authorizing the release of protected health information and other records of an inmate to certain entities, subject to specified conditions and under certain circumstances; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **HB 1203** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for HB 1269—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; revising the entities responsible for screening, employing, and terminating child protection team medical directors to include the Statewide Medical Director for Child Protection; revising the term “district medical director” to “child protection team medical director”; revising references to subdivisions of the state from “districts” to “circuits”; revising the required board certifications for child protection team medical directors and reviewing physicians; revising the timeframe in which child protection team medical directors must obtain certification; requiring Children’s Medical Services to convene a task force to develop a protocol for forensic interviewing of children suspected of having been abused; specifying membership of the task force; requiring Children’s Medical Services to develop, maintain, and coordinate one or more sexual abuse treatment programs; amending s. 39.3031, F.S.; requiring the Department of Health in consultation with the Department of Children and Families to adopt rules regarding sexual abuse treatment programs; amending ss. 458.3175, 459.0066, and 827.03, F.S.; revising provisions regarding expert testimony provided by certain entities to include criminal cases involving child abuse

and neglect, dependency cases, and cases involving sexual abuse of a child; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for HB 1269** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for HB 981—A bill to be entitled An act relating to public records; creating s. 744.2111, F.S.; providing an exemption from public records requirements for certain identifying information of complainants and wards held by the Department of Elderly Affairs; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for CS for HB 981** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

HB 7093—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides exemptions from public record requirements for certain personal identifying and location information of specified agency personnel, and the spouses and children thereof; revising the exemptions; removing redundant exemptions for social security numbers; providing an exemption from public record requirements for the names of the spouses and children of certain agency personnel; providing an exemption from public record requirements for the dates of birth for certain agency personnel and their spouses and children; removing the scheduled repeal of certain exemptions; providing for retroactive application; providing for future legislative review and repeal of certain exemptions; providing statements of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **HB 7093** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Bean	Gainer	Powell
Benacquisto	Galvano	Rader
Book	Garcia	Rodriguez
Bracy	Gibson	Rouson
Bradley	Grimsley	Simmons
Brandes	Hutson	Simpson
Braynon	Latvala	Stargel
Broxson	Lee	Steube
Campbell	Mayfield	Stewart
Clemens	Montford	Thurston
Farmer	Passidomo	Torres
Flores	Perry	Young

Nays—None

Vote after roll call:

Yea—Baxley

HB 65—A bill to be entitled An act relating to civil remedies for terrorism; creating s. 772.13, F.S.; creating a cause of action relating to terrorism; specifying a measure of damages; prohibiting claims by specified individuals; providing for attorney fees and court costs; providing construction; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **HB 65** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

CS for CS for HB 747—A bill to be entitled An act relating to mortgage brokering; amending s. 494.00115, F.S.; providing an exemption from regulation under parts I and II of ch. 494, F.S., for certain securities dealers, investment advisors, and associated persons; providing requirements for certain solicitations and referrals; providing an effective date.

—as amended May 2, was read the third time by title.

On motion by Senator Baxley, **CS for CS for HB 747**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Book	Brandes
Bean	Bracy	Braynon
Benacquisto	Bradley	Broxson

Campbell	Latvala	Simmons
Clemens	Lee	Simpson
Farmer	Mayfield	Stargel
Flores	Montford	Steube
Gainer	Passidomo	Stewart
Galvano	Perry	Thurston
Garcia	Powell	Torres
Gibson	Rader	Young
Grimsley	Rodriguez	
Hutson	Rouson	

Nays—None

HB 6027—A bill to be entitled An act relating to financial reporting; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting a provision authorizing certain associations to prepare a report of cash receipts and expenditures in lieu of specified financial statements; deleting provisions prohibiting condominium and cooperative associations from waiving certain financial reporting requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Bracy, **HB 6027** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

CS for CS for HB 229—A bill to be entitled An act relating to health care practitioner licensure; amending s. 456.076, F.S.; revising provisions related to impaired practitioner programs; providing definitions; deleting a requirement that the Department of Health designate approved programs by rule; deleting a requirement authorizing the department to adopt by rule the manner in which consultants work with the department; authorizing, rather than requiring, the department to retain one or more consultants to operate its impaired practitioner program; requiring the department to establish the terms and conditions of the program by contract; providing contract terms; requiring consultants to establish the terms of monitoring impaired practitioners; authorizing consultants to consider the recommendations of certain persons in establishing the terms of monitoring; authorizing consultants to modify monitoring terms under certain circumstances; requiring consultants to assist the department and licensure boards on certain matters; requiring the department to refer practitioners to consultants under certain circumstances; prohibiting the department from referring practitioners to consultants under certain circumstances; authorizing consultants to withhold certain information about self-reporting participants from the department under certain circumstances; requiring consultants to disclose all information relating to practitioners who are terminated from the program for specified reasons; providing that all information obtained by a consultant retains its confidential or exempt status; providing that consultants, and certain agents of consultants, may not be held liable financially or have a cause of action for damages brought against them for disclosing certain information or for any other act or omission relating to the program; authorizing consultants to contract with a school or program to provide services to certain students; amending s. 456.0635, F.S.; revising grounds for refusing to issue or renew a license, certificate, or regis-

tration in a health care profession; providing applicability; amending ss. 401.411, 456.072, 457.109, 458.331, 459.015, 460.413, 461.013, 462.14, 463.016, 464.018, 465.016, 466.028, 467.203, 468.217, 468.3101, and 483.825, F.S.; providing that an impaired practitioner may be reported to a consultant rather than the department under certain circumstances; amending ss. 455.227, 464.204, and 474.221, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was read the third time by title.

On motion by Senator Young, **CS for CS for HB 229** was passed and certified to the House. The vote on passage was:

Yeas—37

Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Garcia	Rouson
Book	Gibson	Simmons
Bracy	Grimsley	Simpson
Bradley	Hutson	Stargel
Brandes	Latvala	Steube
Braynon	Lee	Stewart
Broxson	Mayfield	Thurston
Campbell	Montford	Torres
Clemens	Passidomo	Young
Farmer	Perry	
Flores	Powell	

Nays—None

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; defining the term “inactive”; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student’s account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

On motion by Senator Simmons, further consideration of **CS for CS for SB 902** was deferred.

SPECIAL GUESTS

Senator Simmons introduced Ethan Fisher and his parents, Candi Fisher and Jimbo Fisher, the Florida State University Head Football Coach, who were present in the chamber. Ethan was diagnosed with Fanconi Anemia, a rare blood disorder.

SENATOR BRADLEY PRESIDING

CS for SB 7020—A bill to be entitled An act relating to the ratification of a Department of Elder Affairs rule and a Department of Health rule; ratifying a specific rule relating to the practice for professional guardians; ratifying a specific rule adopted by the Board of Medicine relating to the standard of care for office surgery for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7020**, pursuant to Rule 3.11(3), there being no objection, **HB 7073** was withdrawn from the Committee on Rules.

On motion by Senator Garcia—

HB 7073—A bill to be entitled An act relating to the ratification of rules of the Department of Elder Affairs; ratifying a specific rule relating to the standards of practice for professional guardians for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 7020** and read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (639748) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. (1) *The following rule is ratified for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), Florida Statutes: Rule 58M-2.009, Florida Administrative Code, as filed for adoption with the Department of State pursuant to the certification package dated February 9, 2017.*

(2) *The following rule is ratified for the sole and exclusive purpose of satisfying any condition on effectiveness imposed under s. 120.541(3), Florida Statutes: Rule 64B8-9.009, Florida Administrative Code, titled “Standard of Care for Office Surgery” as filed for adoption with the Department of State pursuant to the certification package dated June 15, 2016.*

(3) *This act serves no other purpose and may not be codified in the Florida Statutes. After this act becomes law, its enactment and effective dates shall be noted in the Florida Administrative Code, the Florida Administrative Register, or both, as appropriate. This act does not alter rulemaking authority delegated by prior law, does not constitute legislative preemption of or exception to any provision of law governing adoption or enforcement of the rule cited, and is intended to preserve the status of any cited rule as a rule under chapter 120, Florida Statutes. This act does not cure any rulemaking defect or preempt any challenge based on a lack of authority or a violation of the legal requirements governing the adoption of any rule cited.*

Section 2. This act shall take effect upon becoming law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the ratification of a Department of Elder Affairs rule and a Department of Health rule; ratifying a specific rule relating to the practice for professional guardians; ratifying a specific rule adopted by the Board of Medicine relating to the standard of care for office surgery for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

Pursuant to Rule 4.19, **HB 7073**, as amended, was placed on the calendar of Bills on Third Reading.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING, continued

Consideration of **HB 7087** was deferred.

CS for CS for HB 421—A bill to be entitled An act relating to public housing authority insurance; amending s. 624.46226, F.S.; authorizing

certain business entities to join self-insurance funds participated in by certain public housing authorities for a specified purpose; authorizing reinsurance companies to issue coverage directly to certain self-insuring entities organized by a public housing authority under certain circumstances; specifying that such entities are considered insurers under certain circumstances; requiring that reinsurance contracts issued to such entities receive the same tax treatment as contracts issued to insurance companies; revising construction; providing an effective date.

—was read the third time by title.

On motion by Senator Rouson, **CS for CS for HB 421** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

HB 7087—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending ss. 741.30 and 784.046, F.S., which provide exemptions from public record requirements for personal identifying and location information of a petitioner requesting notification of service of an injunction for protection against domestic violence, repeat violence, sexual violence, and dating violence and other court actions related to the injunction held by the clerks and law enforcement agencies; extending the repeal dates; providing an effective date.

—was read the third time by title.

On motion by Senator Steube, **HB 7087** was passed and certified to the House. The vote on passage was:

Yeas—36

Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Galvano	Rodriguez
Book	Garcia	Rouson
Bracy	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hutson	Stargel
Braynon	Lee	Steube
Broxson	Mayfield	Stewart
Campbell	Montford	Thurston
Clemens	Passidomo	Torres
Farmer	Perry	Young

Nays—None

Consideration of **CS for HB 7047** was deferred.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 12:05 p.m. to reconvene at 2:30 p.m., or upon call of the President.

SENATOR BRADLEY PRESIDING

AFTERNOON SESSION

The Senate was called to order by the President at 2:30 p.m. A quorum present—31:

Mr. President	Farmer	Rodriguez
Baxley	Flores	Rouson
Bean	Gainer	Simmons
Benacquisto	Gibson	Simpson
Book	Hutson	Stargel
Bradley	Mayfield	Stewart
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Young
Campbell	Powell	
Clemens	Rader	

BILLS ON THIRD READING, continued

CS for CS for HB 813—A bill to be entitled An act relating to flood insurance; amending s. 627.0628, F.S.; revising the intervals at which specified standards and guidelines for projecting certain rate filings must be revised by the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.715, F.S.; authorizing certain insurers to issue insurance policies, contracts, or endorsements providing certain excess coverage for the peril of flood on a flexible basis; revising applicability; exempting certain surplus lines insurers from a diligent-effort requirement under certain circumstances; extending the expiration date of the exemption under certain conditions; revising applicability of certain notification and filing requirements; requiring agents to provide certain written notice to be signed by applicants when procuring private flood insurance policies for properties currently insured under the National Flood Insurance Program; requiring the agent to obtain the signed written notice from the applicant within a specified period; providing applicability; providing an effective date.

—as amended May 2, was read the third time by title.

On motion by Senator Brandes, **CS for CS for HB 813**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—31

Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Book	Grimsley	Simmons
Bradley	Hutson	Simpson
Brandes	Lee	Stargel
Braynon	Mayfield	Stewart
Broxson	Montford	Thurston
Campbell	Passidomo	Torres
Clemens	Perry	Young
Farmer	Powell	
Flores	Rader	

Nays—None

Vote after roll call:

Yea—Baxley, Galvano, Steube

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 832—A bill to be entitled An act relating to unmanned devices; amending s. 316.003, F.S.; revising and providing definitions; amending s. 316.008, F.S.; authorizing operation of personal delivery devices within a county or municipality under certain circumstances; providing construction; providing exceptions; creating s. 316.2071, F.S.; providing requirements for the operation of personal delivery devices; requiring specified insurance coverage; amending s. 320.01, F.S.; redefining the term “motor vehicle”; amending s. 320.02, F.S.; exempting personal delivery devices from certain registration and insurance requirements; amending ss. 324.021, and 324.022, F.S.; re-

defining the term “motor vehicle”; creating s. 330.41, F.S.; providing a short title; defining terms; providing that, except as provided in federal regulations, authorizations, or exemptions, the authority to regulate the operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing that the authority of local government to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems is not limited, subject to certain requirements; requiring persons seeking to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting a person from knowingly and willfully operating a drone over or allowing a drone to make contact with or come within a certain distance of certain critical infrastructure facilities; providing that such a violation is a misdemeanor punishable under specified provisions of ch. 775, F.S.; providing an exemption from specified prohibited acts; providing for future sunset of a certain requirement; providing construction; creating s. 330.411, F.S.; prohibiting a person from possessing or operating an unmanned aircraft or unmanned aircraft system with certain attached weapons or devices; amending s. 934.50, F.S.; providing that the use of a drone by a communications service provider or contractor is not prohibited under certain provisions of ch. 934, F.S.; amending ss. 316.2128, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 832**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1027** was withdrawn from the Committees on Criminal Justice; Transportation; Communications, Energy, and Public Utilities; and Rules.

On motion by Senator Young, the rules were waived and—

CS for HB 1027—A bill to be entitled An act relating to unmanned aircraft; creating s. 330.41, F.S.; providing a short title; providing definitions; providing that the authority to regulate the ownership or operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing construction; requiring persons seeking to restrict or limit the operation of unmanned aircraft in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting certain operation of an unmanned aircraft in relation to certain critical infrastructure facilities; providing penalties; providing exceptions; creating s. 330.411, F.S.; prohibiting possession or operation of an unmanned aircraft or unmanned aircraft system with certain attached weapons or devices; providing penalties; amending s. 934.50, F.S.; exempting a communications services provider and its contractor from certain prohibitions against the use of a drone; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 832** and read the second time by title.

Senator Young moved the following amendment which was adopted:

Amendment 1 (598520) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (51) through (97) of section 316.003, Florida Statutes, are renumbered as subsections (53) through (99), respectively, present subsections (40), (55), and (95) are amended, and new subsections (51) and (52) are added to that section, to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:

(40) **MOTOR VEHICLE**.—Except when used in s. 316.1001, a self-propelled vehicle not operated upon rails or guideway, but not including any bicycle, motorized scooter, electric personal assistive mobility device, *personal delivery device*, swamp buggy, or moped. For purposes of s. 316.1001, “motor vehicle” has the same meaning as provided in s. 320.01(1)(a).

(51) **PERSONAL DELIVERY DEVICE**.—An electrically powered device that:

(a) Is operated on sidewalks and crosswalks and intended primarily for transporting property;

(b) Weighs less than 80 pounds, excluding cargo;

(c) Has a maximum speed of 10 miles per hour; and

(d) Is equipped with technology to allow for operation of the device with or without the active control or monitoring of a natural person.

A personal delivery device is not considered a vehicle unless expressly defined by law as a vehicle.

(52) **PERSONAL DELIVERY DEVICE OPERATOR**.—An entity or its agent that exercises direct physical control over or monitoring of the navigation system and operation of a personal delivery device. For the purposes of this subsection, the term “agent” means a person charged by the entity with the responsibility of navigating and operating the personal delivery device. The term “personal delivery device operator” does not include an entity or person who requests the services of a personal delivery device for the purpose of transporting property or an entity or person who only arranges for and dispatches the requested services of a personal delivery device.

(57)(55) **PRIVATE ROAD OR DRIVEWAY**.—Except as otherwise provided in paragraph (79)(b) ~~(77)(b)~~, any privately owned way or place used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

(97)(95) **VEHICLE**.—Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except *personal delivery devices* and devices used exclusively upon stationary rails or tracks.

Section 2. Subsection (7) of section 316.008, Florida Statutes, is amended to read:

316.008 Powers of local authorities.—

(7)(a) A county or municipality may enact an ordinance to permit, control, or regulate the operation of vehicles, golf carts, mopeds, motorized scooters, and electric personal assistive mobility devices on sidewalks or sidewalk areas when such use is permissible under federal law. The ordinance must restrict such vehicles or devices to a maximum speed of 15 miles per hour in such areas.

(b)1. *Except as provided in subparagraph 2., a personal delivery device may be operated on sidewalks and crosswalks within a county or municipality when such use is permissible under federal law. This paragraph does not restrict a county or municipality from otherwise adopting regulations for the safe operation of personal delivery devices.*

2. *A personal delivery device may not be operated on the Florida Shared-Use Nonmotorized Trail Network created under s. 339.81 or components of the Florida Greenways and Trails System created under chapter 260.*

Section 3. Section 316.2071, Florida Statutes, is created to read:

316.2071 *Personal delivery devices*.—

(1) *Notwithstanding any provision of law to the contrary, a personal delivery device may operate on sidewalks and crosswalks, subject to s. 316.008(7)(b). A personal delivery device operating on a sidewalk or crosswalk has all the rights and duties applicable to a pedestrian under the same circumstances, except that the personal delivery device must not unreasonably interfere with pedestrians or traffic and must yield the right-of-way to pedestrians on the sidewalk or crosswalk.*

(2) *A personal delivery device must:*

(a) *Obey all official traffic and pedestrian control signals and devices.*

(b) *Include a plate or marker that has a unique identifying device number and identifies the name and contact information of the personal delivery device operator.*

(c) *Be equipped with a braking system that, when active or engaged, enables the personal delivery device to come to a controlled stop.*

(3) *A personal delivery device may not:*

(a) *Operate on a public highway except to the extent necessary to cross a crosswalk.*

(b) *Operate on a sidewalk or crosswalk unless the personal delivery device operator is actively controlling or monitoring the navigation and operation of the personal delivery device.*

(c) *Transport hazardous materials as defined in s. 316.003.*

(4) *A person who owns and operates a personal delivery device in this state must maintain an insurance policy, on behalf of himself or herself and his or her agents, which provides general liability coverage of at least \$100,000 for damages arising from the combined operations of personal delivery devices under the entity's or agent's control.*

Section 4. Paragraph (a) of subsection (1) of section 320.01, Florida Statutes, is amended to read:

320.01 Definitions, general.—As used in the Florida Statutes, except as otherwise provided, the term:

(1) “Motor vehicle” means:

(a) An automobile, motorcycle, truck, trailer, semitrailer, truck tractor and semitrailer combination, or any other vehicle operated on the roads of this state, used to transport persons or property, and propelled by power other than muscular power, but the term does not include traction engines, road rollers, *personal delivery devices as defined in s. 316.003*, special mobile equipment as defined in s. 316.003, vehicles that run only upon a track, bicycles, swamp buggies, or mopeds.

Section 5. Subsection (19) is added to section 320.02, Florida Statutes, to read:

320.02 Registration required; application for registration; forms.—

(19) *A personal delivery device as defined in s. 316.003 is not required to satisfy the registration and insurance requirements of this section.*

Section 6. Subsection (1) of section 324.021, Florida Statutes, is amended to read:

324.021 Definitions; minimum insurance required.—The following words and phrases when used in this chapter shall, for the purpose of this chapter, have the meanings respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning:

(1) **MOTOR VEHICLE.**—Every self-propelled vehicle ~~that which~~ is designed and required to be licensed for use upon a highway, including trailers and semitrailers designed for use with such vehicles, except traction engines, road rollers, farm tractors, power shovels, and well drillers, and every vehicle ~~that which~~ is propelled by electric power obtained from overhead wires but not operated upon rails, but not including any *personal delivery device as defined in s. 316.003*, bicycle, or moped. However, the term “motor vehicle” ~~does shall~~ not include a ~~any~~ motor vehicle as defined in s. 627.732(3) when the owner of such vehicle has complied with the requirements of ss. 627.730-627.7405, inclusive, unless the provisions of s. 324.051 apply; and, in such case, the applicable proof of insurance provisions of s. 320.02 apply.

Section 7. Paragraph (a) of subsection (2) of section 324.022, Florida Statutes, is amended to read:

324.022 Financial responsibility for property damage.—

(2) As used in this section, the term:

(a) “Motor vehicle” means any self-propelled vehicle that has four or more wheels and that is of a type designed and required to be licensed for use on the highways of this state, and any trailer or semitrailer designed for use with such vehicle. The term does not include:

1. A mobile home.

2. A motor vehicle that is used in mass transit and designed to transport more than five passengers, exclusive of the operator of the motor vehicle, and that is owned by a municipality, transit authority, or political subdivision of the state.

3. A school bus as defined in s. 1006.25.

4. A vehicle providing for-hire transportation that is subject to the provisions of s. 324.031. A taxicab shall maintain security as required under s. 324.032(1).

5. A personal delivery device as defined in s. 316.003.

Section 8. Section 330.41, Florida Statutes, is created to read:

330.41 *Unmanned Aircraft Systems Act.*—

(1) **SHORT TITLE.**—*This act may be cited as the “Unmanned Aircraft Systems Act.”*

(2) **DEFINITIONS.**—*As used in this act, the term:*

(a) “Critical infrastructure facility” means any of the following, if completely enclosed by a fence or other physical barrier that is obviously designed to exclude intruders, or if clearly marked with a sign or signs which indicate that entry is forbidden and which are posted on the property in a manner reasonably likely to come to the attention of intruders:

1. An electrical power generation or transmission facility, substation, switching station, or electrical control center.

2. A chemical or rubber manufacturing or storage facility.

3. A mining facility.

4. A natural gas or compressed gas compressor station, storage facility, or natural gas or compressed gas pipeline.

5. A liquid natural gas or propane gas terminal or storage facility with a capacity of 4,000 gallons or more.

6. Any portion of an aboveground oil or gas pipeline.

7. A wireless communications facility, including the tower, antennae, support structures, and all associated ground-based equipment.

(b) “Drone” has the same meaning as s. 934.50(2).

(c) “Unmanned aircraft system” means a drone and its associated elements, including communication links and the components used to control the drone which are required for the pilot in command to operate the drone safely and efficiently.

(3) **REGULATION.**—

(a) *The authority to regulate the operation of unmanned aircraft systems is vested in the state except as provided in federal regulations, authorizations, or exemptions.*

(b) *Except as otherwise expressly provided, a political subdivision may not enact or enforce an ordinance or resolution relating to the design, manufacture, testing, maintenance, licensing, registration, certification, or operation of an unmanned aircraft system, including airspace, altitude, flight paths, equipment or technology requirements; the purpose of operations; and pilot, operator, or observer qualifications, training, and certification.*

(c) *This subsection does not limit the authority of a local government to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems if such laws or*

ordinances are not specifically related to the use of an unmanned aircraft system for those illegal acts.

(d) A person or governmental entity seeking to restrict or limit the operation of drones in close proximity to infrastructure or facilities that the person or governmental entity owns or operates must apply to the Federal Aviation Administration for such designation pursuant to section 2209 of the FAA Extension, Safety, and Security Act of 2016.

(4) **PROTECTION OF CRITICAL INFRASTRUCTURE FACILITIES.**—

(a) A person may not knowingly or willfully:

1. Operate a drone over a critical infrastructure facility;
2. Allow a drone to make contact with a critical infrastructure facility, including any person or object on the premises of or within the facility; or
3. Allow a drone to come within a distance of a critical infrastructure facility that is close enough to interfere with the operations of or cause a disturbance to the facility.

(b) A person who violates paragraph (a) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. A person who commits a second or subsequent violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(c) This subsection does not apply to actions identified in paragraph (a) which are committed by:

1. A federal, state, or other governmental entity, or a person under contract or otherwise acting under the direction of a federal, state, or other governmental entity.
2. A law enforcement agency that is in compliance with s. 934.50, or a person under contract with or otherwise acting under the direction of such law enforcement agency.
3. An owner, operator, or occupant of the critical infrastructure facility, or a person who has prior written consent of such owner, operator, or occupant.

(d) Subparagraph (a)1. does not apply to a drone operating in transit for commercial purposes in compliance with Federal Aviation Administration regulations, authorizations, or exemptions.

(e) This subsection shall sunset 60 days after the date that a process pursuant to Section 2209 of the FAA Extension, Safety and Security Act of 2016 becomes effective.

(5) **CONSTRUCTION.**—This section shall be construed in accordance with standards imposed by federal statutes, regulations, and Federal Aviation Administration guidance on unmanned aircraft systems.

Section 9. Section 330.411, Florida Statutes, is created to read:

330.411 Prohibited possession or operation of unmanned aircraft.—A person may not possess or operate an unmanned aircraft or unmanned aircraft system as defined in s. 330.41 with an attached weapon, firearm, explosive, destructive device, or ammunition as defined in s. 790.001.

Section 10. Paragraph (j) is added to subsection (4) of section 934.50, Florida Statutes, to read:

934.50 Searches and seizure using a drone.—

(4) **EXCEPTIONS.**—This section does not prohibit the use of a drone:

(j) By a communications service provider or a contractor for a communications service provider for routing, siting, installation, maintenance, or inspection of facilities used to provide communications services.

Section 11. Subsection (1) of section 316.2128, Florida Statutes, is amended to read:

316.2128 Operation of motorized scooters and miniature motorcycles; requirements for sales.—

(1) A person who engages in the business of, serves in the capacity of, or acts as a commercial seller of motorized scooters or miniature motorcycles in this state must prominently display at his or her place of business a notice that such vehicles are not legal to operate on public roads, may not be registered as motor vehicles, and may not be operated on sidewalks unless authorized by an ordinance enacted pursuant to s. 316.008(7)(a) ~~316.008(7)~~ or s. 316.212(8). The required notice must also appear in all forms of advertising offering motorized scooters or miniature motorcycles for sale. The notice and a copy of this section must also be provided to a consumer prior to the consumer's purchasing or becoming obligated to purchase a motorized scooter or a miniature motorcycle.

Section 12. Paragraph (b) of subsection (2) of section 316.545, Florida Statutes, is amended to read:

316.545 Weight and load unlawful; special fuel and motor fuel tax enforcement; inspection; penalty; review.—

(2)

(b) The officer or inspector shall inspect the license plate or registration certificate of the commercial vehicle to determine whether its gross weight is in compliance with the declared gross vehicle weight. If its gross weight exceeds the declared weight, the penalty shall be 5 cents per pound on the difference between such weights. In those cases when the commercial vehicle is being operated over the highways of the state with an expired registration or with no registration from this or any other jurisdiction or is not registered under the applicable provisions of chapter 320, the penalty herein shall apply on the basis of 5 cents per pound on that scaled weight which exceeds 35,000 pounds on laden truck tractor-semitrailer combinations or tandem trailer truck combinations, 10,000 pounds on laden straight trucks or straight truck-trailer combinations, or 10,000 pounds on any unladen commercial motor vehicle. A driver of a commercial motor vehicle entering the state at a designated port-of-entry location, as defined in s. 316.003 ~~316.003(54)~~, or operating on designated routes to a port-of-entry location, who obtains a temporary registration permit shall be assessed a penalty limited to the difference between its gross weight and the declared gross vehicle weight at 5 cents per pound. If the license plate or registration has not been expired for more than 90 days, the penalty imposed under this paragraph may not exceed \$1,000. In the case of special mobile equipment, which qualifies for the license tax provided for in s. 320.08(5)(b), being operated on the highways of the state with an expired registration or otherwise not properly registered under the applicable provisions of chapter 320, a penalty of \$75 shall apply in addition to any other penalty which may apply in accordance with this chapter. A vehicle found in violation of this section may be detained until the owner or operator produces evidence that the vehicle has been properly registered. Any costs incurred by the retention of the vehicle shall be the sole responsibility of the owner. A person who has been assessed a penalty pursuant to this paragraph for failure to have a valid vehicle registration certificate pursuant to the provisions of chapter 320 is not subject to the delinquent fee authorized in s. 320.07 if such person obtains a valid registration certificate within 10 working days after such penalty was assessed.

Section 13. Paragraph (a) of subsection (2) of section 316.613, Florida Statutes, is amended to read:

316.613 Child restraint requirements.—

(2) As used in this section, the term "motor vehicle" means a motor vehicle as defined in s. 316.003 that is operated on the roadways, streets, and highways of the state. The term does not include:

(a) A school bus as defined in s. 316.003 ~~316.003(68)~~.

Section 14. Subsection (1) of section 655.960, Florida Statutes, is amended to read:

655.960 Definitions; ss. 655.960-655.965.—As used in this section and ss. 655.961-655.965, unless the context otherwise requires:

(1) "Access area" means any paved walkway or sidewalk which is within 50 feet of any automated teller machine. The term does not

include any street or highway open to the use of the public, as defined in s. 316.003(79)(a) or (b) ~~316.003(77)(a) or (b)~~, including any adjacent sidewalk, as defined in s. 316.003.

Section 15. This act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to unmanned devices; amending s. 316.003, F.S.; revising and providing definitions; amending s. 316.008, F.S.; authorizing operation of personal delivery devices within a county or municipality under certain circumstances; providing construction; providing exceptions; creating s. 316.2071, F.S.; providing requirements for the operation of personal delivery devices; requiring specified insurance coverage; amending s. 320.01, F.S.; redefining the term “motor vehicle”; amending s. 320.02, F.S.; exempting personal delivery devices from certain registration and insurance requirements; amending ss. 324.021, and 324.022, F.S.; redefining the term “motor vehicle”; creating s. 330.41, F.S.; providing a short title; defining terms; providing that, except as provided in federal regulations, authorizations, or exemptions, the authority to regulate the operation of unmanned aircraft systems is vested in the state; prohibiting a political subdivision from enacting or enforcing certain ordinances or resolutions relating to unmanned aircraft systems; providing that the authority of local government to enact or enforce local ordinances relating to nuisances, voyeurism, harassment, reckless endangerment, property damage, or other illegal acts arising from the use of unmanned aircraft systems is not limited, subject to certain requirements; requiring persons seeking to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities to apply to the Federal Aviation Administration; prohibiting a person from knowingly and willfully operating a drone over or allowing a drone to make contact with or come within a certain distance of certain critical infrastructure facilities; providing that such a violation is a misdemeanor punishable under specified provisions of ch. 775, F.S.; providing an exemption from specified prohibited acts; providing for future sunset of a certain requirement; providing construction; creating s. 330.411, F.S.; prohibiting a person from possessing or operating an unmanned aircraft or unmanned aircraft system with certain attached weapons or devices; amending s. 934.50, F.S.; providing that the use of a drone by a communications service provider or contractor is not prohibited under certain provisions of ch. 934, F.S.; amending ss. 316.2128, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 1027**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons, the Senate resumed consideration of—

CS for CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms “disability” and “IEP”; defining the term “inactive”; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student’s account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

—which was previously considered this day.

On motion by Senator Simmons, further consideration of **CS for CS for SB 902** was deferred.

CS for CS for CS for SB 188—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; revising applicability for a preemption of certain local laws, ordinances, or regulations regarding vacation rentals; authorizing certain ordinances to be submitted for ratification by electors at a referendum; providing that, upon approval by the electors, the effective date of the ordinance is retroactive to the initial date of adoption by the governing body of the municipality; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 188**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 425** was withdrawn from the Committees on Regulated Industries; and Rules.

On motion by Senator Steube, the rules were waived and—

CS for HB 425—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; authorizing local laws, ordinances, or regulations to regulate activities relating to vacation rentals under specified circumstances; requiring a vacation rental owner to submit specified documents and information to the local jurisdiction; prohibiting the local jurisdiction from assessing certain fees; revising applicability for the preemption of certain local laws, ordinances, or regulations relating to vacation rentals; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 188** and read the second time by title.

Senator Steube moved the following amendment:

Amendment 1 (944410) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (7) of section 509.032, Florida Statutes, is amended, and a new paragraph (d) is added to that subsection, to read:

509.032 Duties.—

(7) PREEMPTION AUTHORITY.—

(b) A local law, ordinance, or regulation may not prohibit vacation rentals or regulate the duration or frequency of rental of vacation rentals. This paragraph does not apply to any local law, ordinance, or regulation adopted on or before June 1, 2011. *This paragraph also does not apply to any local law, ordinance, or regulation adopted on or before June 1, 2011, if that local law, ordinance, or regulation adopted on or before June 1, 2011, is being amended to be less restrictive as to duration or frequency.*

(d) *For properties owned, in whole or in part, by a servicemember as defined in s. 250.01 or by a disabled veteran with a service-connected disability rating of 30 percent or more according to the United States Department of Veterans Affairs, a local law, ordinance, or regulation may not prohibit such properties from being used as a vacation rental or regulate the duration or frequency of the vacation rental of such properties. This prohibition shall include local laws, ordinances, or regulations adopted before June 1, 2011.*

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; revising applicability for a preemption of certain local laws, ordinances, or regulations regarding vacation rentals; specifying that local laws, ordinances, or regulations regarding vacation rentals may not prohibit servicemember or certain disabled veteran-owned properties from being used as vacation rentals or regulate the frequency or duration of such rentals; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Flores moved the following amendment to **Amendment 1 (944410)**:

Amendment 1A (499814) (with directory amendment)—Between lines 18 and 19 insert:

(c) Paragraph (b) does not apply to any local law, ordinance, or regulation ~~exclusively relating to property valuation as a criterion~~ for vacation rental if the local law, ordinance, or regulation is required to be approved by the state land planning agency pursuant to an area of critical state concern designation *under s. 380.051*.

And the directory clause is amended as follows:

Delete lines 5-6 and insert:

Section 1. Paragraphs (b) and (c) of subsection (7) of section 509.032, Florida Statutes, are amended, and a new paragraph (d)

On motion by Senator Steube, further consideration of **CS for HB 425** with pending **Amendment 1 (944410)** and **Amendment 1A (499814)** was deferred.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING, continued

CS for HB 7047—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 326.004, F.S.; deleting the requirement for a yacht broker to maintain a separate license for each branch office; deleting the requirement for the division to establish a fee; amending s. 447.02, F.S.; conforming provisions; repealing s. 447.04, F.S., relating to licensure and permit requirements for business agents; repealing s. 447.041, F.S., relating to hearings for persons or labor organizations denied licensure as a business agent; repealing s. 447.045, F.S., relating to confidential information obtained during the application process; repealing s. 447.06, F.S., relating to required registration of labor organizations; amending s. 447.09, F.S.; deleting certain prohibited actions relating to the right of franchise of a member of a labor organization; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to applicability; amending s. 447.305, F.S.; deleting a provision that requires notification of registrations and renewals to the department; amending s. 469.006, F.S.; revising licensure requirements for asbestos abatement consulting or contracting as a partnership, corporation, business trust, or other legal entity; amending s. 469.009, F.S.; conforming provisions; amending s. 476.034, F.S.; defining the terms “restricted barber” and “restricted barbering”; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; providing requirements for licensure by examination as a restricted barber; amending s. 476.144, F.S.; requiring the department to license an applicant who the board certifies is qualified to practice restricted barbering; amending s. 477.013, F.S.; revising and providing definitions; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing that licensure or registration is not required for persons whose occupation or practice is confined solely to hair braiding, hair wrapping, body wrapping, nail polishing, and makeup application; amending s. 477.019, F.S.; conforming provisions; amending s. 477.0201, F.S.; providing requirements for registration as a nail specialist, facial specialist, or full specialist; amending ss. 477.026, 477.0265, and 477.029, F.S.; conforming provisions; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services or interior design; requiring that a licensee or an applicant apply to qualify a business organization to practice architecture or interior design; providing application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; providing notice requirements; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a temporary qualifying agent for a specified timeframe under certain circumstances; requiring the board to allow an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; deleting a requirement for the administration of disciplinary action against a corporation, limited liability company, or partnership conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term “certificate of authorization”; defining the terms “business organization” and “qualifying agent”; amending ss. 481.311 and 481.317, F.S.; conforming provisions; amending s. 481.319, F.S.; deleting the requirement for a certificate of authorization; au-

thorizing landscape architects to practice through a corporation or partnership; amending s. 481.321, F.S.; revising requirements related to the display of a certificate number; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 287.055, F.S.; conforming a provision; amending s. 492.104, F.S.; making conforming and technical changes; amending s. 492.111, F.S.; deleting the requirements for a certificate of authorization for a professional geologist; amending ss. 492.113 and 492.115, F.S.; conforming provisions; amending s. 548.003, F.S.; deleting the requirement that the Florida State Boxing Commission adopt rules relating to a knockdown timekeeper; amending s. 548.017, F.S.; deleting the licensure requirement for a timekeeper or announcer; providing an effective date.

—as amended May 2, was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Latvala, the Senate reconsidered the vote by which engrossed **Amendment 1 (162222)** was adopted May 2.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment to engrossed **Amendment 1 (162222)** which was adopted by two-thirds vote:

Amendment 1A (572896) (with title amendment)—Delete line 303 and insert:

(4) *In the case of herd or flock animals, the establishment of a*

And the title is amended as follows:

Delete line 891 and insert: not required for herd or flock animals; authorizing a

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Young moved the following amendment to engrossed **Amendment 1 (162222)** which was adopted by two-thirds vote:

Amendment 1B (120196) (with title amendment)—Before line 5 insert:

Section 1. Section 546.13, Florida Statutes, is created to read:

546.13 *Fantasy contests and fantasy contest operators.*—

(1) *DEFINITIONS.*—As used in this section, the term:

(a) *“Fantasy contest” means any fantasy or simulated game or contest in which:*

1. *The fantasy contest operator is not a participant in the game or contest;*

2. *The value of all prizes and awards offered to winning participants are established and made known to the participants in advance of the contest;*

3. *All winning outcomes reflect the relative knowledge and skill of the participants and are determined predominantly by accumulated statistical results of the performance of individuals, including athletes in the case of sports events; and*

4. *No winning outcome is based on the score, point spread, or any performance or performances of any single actual team or combination of such teams or solely on any single performance of an individual athlete or player in any single actual event.*

(b) *“Fantasy contest operator” means a person or entity that offers fantasy contests for a cash prize or award. The term does not include an individual who serves as the commissioner of 10 or fewer fantasy contests.*

(2) *EXEMPTIONS.*—A fantasy contest is not subject to regulation by the Department of Business and Professional Regulation and is not subject to s. 849.01, s. 849.08, s. 849.09, s. 849.11, s. 849.14, or s. 849.25.

Section 2. Paragraph (c) is added to subsection (2) of section 849.0931, Florida Statutes, and subsection (14) of that section is re-published, to read:

849.0931 Bingo authorized; conditions for conduct; permitted uses of proceeds; limitations.—

(2)

(c) Veterans' organizations engaged in charitable, civic, benevolent, or scholastic works or other similar endeavors, which organizations have been in existence for 3 years or more, may conduct instant bingo in accordance with the requirements of this section using electronic tickets in lieu of or together with instant bingo paper tickets, only on the following premises:

- 1. A property owned by the veterans' organization.
2. A property owned by the veterans' organization that will benefit from the proceeds.
3. A property leased for at least 1 year by a veterans' organization, provided that the lease or rental agreement does not provide for the payment of a percentage of the proceeds generated at such premises to the lessor or any other party and provided that the rental rate for such premises does not exceed the rental rates charged for similar premises in the same locale.

Electronic tickets for instant bingo must be nontransparent until the electronic ticket is opened by the player in electronic form and may be sold or distributed in this state by veterans' organizations only after the software for such tickets has been independently analyzed and certified to be compliant with this section by a nationally recognized independent gaming laboratory.

(14) Any organization or other person who willfully and knowingly violates any provision of this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. For a second or subsequent offense, the organization or other person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

And the title is amended as follows:

Delete lines 849-850 and insert: An act relating to the Department of Business and Professional Regulation; creating s. 546.13, F.S.; defining terms; exempting fantasy contests from certain regulations; amending s. 849.0931, F.S.; authorizing certain veterans' organizations to conduct instant bingo, subject to certain requirements; amending s. 287.055, F.S.; redefining the

Amendment 1 (162222), as amended, was adopted by two-thirds vote.

On motion by Senator Passidomo, CS for HB 7047, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns of names: Baxley, Bean, Benacquisto, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Campbell, Clemens, Farmer, Flores, Gainer, Galvano, Garcia, Gibson, Grimsley, Hutson, Lee, Mayfield, Montford, Passidomo, Perry, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Steube, Stewart, Thurston, Torres, Young.

Nays—None

SPECIAL ORDER CALENDAR, continued

On motion by Senator Simmons, the Senate resumed consideration of—

CS for CS for SB 902—A bill to be entitled An act relating to the Gardiner Scholarship Program; amending s. 1002.385, F.S.; redefining the terms "disability" and "IEP"; defining the term "inactive"; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the program; revising the purposes for which program funds may be used; requiring that a student's account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; providing an effective date.

—which was previously considered this day.

Pending further consideration of CS for CS for SB 902, pursuant to Rule 3.11(3), there being no objection, CS for CS for CS for HB 15 was withdrawn from the Committee on Rules.

On motion by Senator Simmons, the rules were waived and—

CS for CS for CS for HB 15—A bill to be entitled An act relating to educational options; amending s. 1002.385, F.S.; revising definitions for the Gardiner Scholarship Program; defining the term "inactive" for the purposes of the program; revising student eligibility criteria; authorizing program funds to be used for specified purposes and by specified entities; prohibiting billing of certain entities for services paid for through the program; revising private school eligibility requirements; providing that consecutive years of certain material exceptions constitutes program ineligibility for certain private schools; prohibiting certain students from receiving additional scholarship payments until certain conditions are met; revising funding calculations; amending s. 1002.395, F.S.; revising student eligibility criteria for the Florida Tax Credit Scholarship Program; requiring the Department of Education to provide a letter of denial to participate in the program to a specified entity within a certain period; requiring the department to provide a letter of acceptance or denial of specified actions related to a tax credit to a specified entity and include that entity on certain letters and correspondence; authorizing a child of a parent who is a member of the United States Armed Forces to apply for a scholarship at any time; requiring a parent to approve each payment made by funds transfer; prohibiting a parent from designating certain entities or individuals to approve a funds transfer; providing that consecutive years of certain material exceptions constitutes program ineligibility for certain private schools; revising the annual limits of a scholarship awarded to certain students; authorizing payment of the scholarship to be made by funds transfer; specifying approved means of funds transfer; requiring a parent to approve a funds transfer before funds are deposited; providing an effective date.

—a companion measure, was substituted for CS for CS for SB 902 and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (135332) (with title amendment)—Delete lines 41-342 and insert:

Section 1. Paragraphs (d) and (h) of subsection (2) of section 1002.385, Florida Statutes, are amended, present paragraphs (i) and (j) of that subsection are redesignated as paragraphs (j) and (k), respectively, a new paragraph (i) is added to that subsection, paragraph (a) of subsection (3) of that section is amended, paragraph (e) is added to subsection (4) of that section, and subsection (5), paragraph (b) of subsection (6), subsection (8), paragraph (f) of subsection (11), and paragraph (j) of subsection (12) of that section are amended, to read:

1002.385 The Gardiner Scholarship.—

(2) DEFINITIONS.—As used in this section, the term:

(d) “Disability” means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, published by the American Psychiatric Association; cerebral palsy, as defined in s. 393.063(6); Down syndrome, as defined in s. 393.063(15); an intellectual disability, as defined in s. 393.063(24); Phelan-McDermid syndrome, as defined in s. 393.063(28); Prader-Willi syndrome, as defined in s. 393.063(29); spina bifida, as defined in s. 393.063(40); being a high-risk child, as defined in s. 393.063(23)(a); muscular dystrophy; ~~and~~ Williams syndrome; *rare diseases which affect patient populations of fewer than 200,000 individuals in the United States, as defined by the National Organization for Rare Disorders; anaphylaxis; deaf; visually impaired; dual sensory impaired; traumatic brain injured; or hospital or homebound, as defined by rules of the State Board of Education and evidenced by reports from local school districts. The term “hospital or homebound” includes a student who has a medically diagnosed physical or psychiatric condition or illness, as defined by the state board in rule, and who is confined to the home or hospital for more than 6 months.*

(h) “IEP” means individual education plan, *regardless of whether the plan has been reviewed or revised within the last 12 months.*

(i) “Inactive” means that eligible expenditures have not been made from an account funded pursuant to paragraph (13)(d).

(3) PROGRAM ELIGIBILITY.—A parent of a student with a disability may request and receive from the state a Gardiner Scholarship for the purposes specified in subsection (5) if:

(a) The student:

1. Is a resident of this state;
2. Is 3 or 4 years of age on or before September 1 of the year in which the student applies for program participation, or is eligible to enroll in kindergarten through grade 12 in a public school in this state;
3. Has a disability as defined in paragraph (2)(d); and
4. Is the subject of an IEP written in accordance with rules of the State Board of Education or *with the applicable rules of another state or has received a diagnosis of a disability from a physician who is licensed under chapter 458 or chapter 459, or a psychologist who is licensed under chapter 490, or a physician who holds an active license issued by another state or territory of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.*

(4) PROGRAM PROHIBITIONS.—A student is not eligible for the program if he or she is:

(e) *Enrolled in the Florida School for the Deaf and the Blind.*

(5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds must be used to meet the individual educational needs of an eligible student and may be spent for the following purposes:

(a) Instructional materials, including digital devices, digital periphery devices, and assistive technology devices that allow a student to access instruction or instructional content and training on the use of and maintenance agreements for these devices.

(b) Curriculum as defined in paragraph (2)(b).

(c) Specialized services by approved providers *or by a hospital in this state which that* are selected by the parent. These specialized services may include, but are not limited to:

1. Applied behavior analysis services as provided in ss. 627.6686 and 641.31098.
2. Services provided by speech-language pathologists as defined in s. 468.1125.
3. Occupational therapy services as defined in s. 468.203.
4. Services provided by physical therapists as defined in s. 486.021.

5. Services provided by listening and spoken language specialists and an appropriate acoustical environment for a child who is deaf or hard of hearing and who has received an implant or assistive hearing device.

(d) Enrollment in, or tuition or fees associated with enrollment in, a home education program, an eligible private school, an eligible post-secondary educational institution or a program offered by the institution, a private tutoring program authorized under s. 1002.43, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(e) Fees for nationally standardized, norm-referenced achievement tests, Advanced Placement Examinations, industry certification examinations, assessments related to postsecondary education, or other assessments.

(f) Contributions to the Stanley G. Tate Florida Prepaid College Program pursuant to s. 1009.98 or the Florida College Savings Program pursuant to s. 1009.981, for the benefit of the eligible student.

(g) Contracted services provided by a public school or school district, including classes. A student who receives services under a contract under this paragraph is not considered enrolled in a public school for eligibility purposes as specified in subsection (4).

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator’s certificate pursuant to s. 1012.56; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). As used in this paragraph, the term “part-time tutoring services” does not qualify as regular school attendance as defined in s. 1003.01(13)(e).

(i) Fees for specialized summer education programs.

(j) Fees for specialized after-school education programs.

(k) Transition services provided by job coaches.

(l) Fees for an annual evaluation of educational progress by a state-certified teacher under s. 1002.41(1)(c), if this option is chosen for a home education student.

(m) Tuition and fees associated with programs offered by Voluntary Prekindergarten Education Program providers approved pursuant to s. 1002.55 and school readiness providers approved pursuant to s. 1002.88.

(n) *Fees for services provided at a center that is a member of the Professional Association of Therapeutic Horsemanship International.*

(o) *Fees for services provided by a therapist who is certified by the Certification Board for Music Therapists or credentialed by the Art Therapy Credentials Board.*

A provider of any services receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Gardiner Scholarship with the parent or participating student in any manner. A parent, student, or provider of any services may not bill an insurance company, Medicaid, or any other agency for the same services that are paid through the Gardiner Scholarship funds.

(6) TERM OF THE PROGRAM.—For purposes of continuity of educational choice and program integrity:

(b)1. A student’s scholarship account must be closed and any remaining funds, including, but not limited to, contributions made to the Stanley G. Tate Florida Prepaid College Program or earnings from or contributions made to the Florida College Savings Program using program funds pursuant to paragraph (5)(f), shall revert to the state ~~upon~~:

a. Denial or revocation of program eligibility by the commissioner for fraud or abuse, including, but not limited to, the student or student’s parent accepting any payment, refund, or rebate, in any manner, from a provider of any services received pursuant to subsection (5); ~~or~~

b. ~~After~~ Any period of 3 consecutive years after high school completion or graduation during which the student has not been enrolled in an eligible postsecondary educational institution or a program offered by the institution; or-

c. *Three consecutive fiscal years in which an account has been inactive.*

2. The commissioner must notify the parent and the organization when a Gardiner Scholarship account is closed and program funds revert to the state.

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and shall:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421.

(b) Provide to the organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.

2. Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to the parent.

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school shall submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Annually contract with an independent certified public accountant to perform the agreed-upon procedures developed under s. 1002.395(6)(o) and produce a report of the results if the private school receives more than \$250,000 in funds from scholarships awarded under this section in the 2014-2015 state fiscal year or a state fiscal year thereafter. A private school subject to this paragraph must *annually* submit the report by September 15, ~~2015, and annually thereafter~~ to the organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

If the inability of a private school is unable to meet the requirements of this subsection or has in consecutive years had material exceptions listed in its agreed-upon procedures reports, there is ~~constitutes~~ a basis for the ineligibility of the private school to participate in the program as determined by the commissioner.

(11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or the services that best meet the needs of his or her child. The scholarship award for a student is based on a matrix that assigns the student to support Level III services. If a parent receives an IEP and a matrix of services from the school district

pursuant to subsection (7), the amount of the payment shall be adjusted as needed, when the school district completes the matrix.

(f) The parent is responsible for procuring the services necessary to educate the student. *If a parent does not procure the necessary educational services for the student and the student's account has been inactive for 2 consecutive fiscal years, the student is ineligible for additional scholarship payments until the scholarship-funding organization verifies that expenditures from the account have occurred.* When the student receives a Gardiner Scholarship, the district school board is not obligated to provide the student with a free appropriate public education. For purposes of s. 1003.57 and the Individuals with Disabilities in Education Act, a participating student has only those rights that apply to all other unilaterally parentally placed students, except that, when requested by the parent, school district personnel must develop an individual education plan or matrix level of services.

A parent who fails to comply with this subsection forfeits the Gardiner Scholarship.

(12) OBLIGATIONS OF SCHOLARSHIP-FUNDING ORGANIZATIONS.—An organization may establish Gardiner Scholarships for eligible students by:

(j) Documenting each scholarship student's eligibility for a fiscal year before granting a scholarship for that fiscal year pursuant to paragraph (3)(b). *A student is ineligible for scholarship funding if the student's account has been inactive for 2 consecutive fiscal years. However, once an eligible expenditure is made pursuant to paragraph (11)(f), the student may resume scholarship funding, based on available funds.*

And the title is amended as follows:

Delete lines 3-15 and insert: 1002.385, F.S.; redefining the terms "disability" and "IEP"; defining the term "inactive"; prohibiting a student who is enrolled in the Florida School for the Deaf and the Blind from being eligible for the Gardiner Scholarship Program; revising the purposes for which program funds may be used; requiring that a student's account be closed and program funds revert to the state after the account is inactive for a specified number of years; specifying that certain actions of a private school are a basis for program ineligibility; revising parent and student responsibilities for program participation; revising obligations of scholarship-funding organizations; amending s. 1002.395,

Pursuant to Rule 4.19, **CS for CS for CS for HB 15**, as amended, was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Mayfield recognized her niece, Misty Delarosa; great-niece, Sophia; and great-nephew, Caden Garrett, who were present in the gallery.

CS for CS for SB 1210—A bill to be entitled An act relating to instructional materials for K-12 public education; amending s. 1006.28, F.S.; revising the term "adequate instructional materials"; defining terms; requiring each district school board to adopt a process allowing parents or residents of the county to object to the use of specific instructional materials based on specified criteria; requiring the process to include a right to appeal a school district decision; specifying the appeal process; deleting a provision relating to the finality of the school board's decision under certain circumstances; requiring that district school boards provide parents and residents of the county access to certain materials under certain circumstances; amending s. 1006.283, F.S.; revising the requirements for school boards that adopt rules for the implementation of the district's instructional materials program; conforming provisions to changes made by the act; amending s. 1006.31, F.S.; revising the standards that an instructional materials reviewer shall use; amending s. 1006.40, F.S.; revising requirements for use of the instructional materials allocation; revising the types of instructional materials for which a district school board is responsible; revising applicability; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1210**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 989** was withdrawn from the Committee on Appropriations.

On motion by Senator Lee, the rules were waived and—

CS for CS for HB 989—A bill to be entitled An act relating to instructional materials; amending s. 1006.28, F.S.; providing definitions; revising provisions relating to a district school board's responsibilities relating to instructional materials; requiring a school district to maintain certain information on its website; allowing a resident of a county to challenge the use or adoption of instructional materials; revising the requirements relating to the district school board process for objecting to or appealing the use or adoption of instructional materials; requiring a school district to discontinue use of materials under certain circumstances; requiring sufficient procedural protections for a public hearing relating to a challenge to the adoption of instructional materials; requiring a school district to provide access to school library materials upon written request; conforming a cross-reference; amending s. 1006.283, F.S.; revising the requirements for an instructional materials adoption public hearing; amending s. 1006.31, F.S.; revising the requirements for evaluation of instructional materials to conform to changes made by the act; amending s. 1006.40, F.S.; revising provisions relating to the use of the instructional materials allocation to conform to changes made by the act; amending ss. 1002.20 and 1006.42, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1210** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 989** was placed on the calendar of Bills on Third Reading.

SB 1222—A bill to be entitled An act relating to school grades; amending s. 1008.34, F.S.; providing that a school exhibits a feeder pattern for the purpose of designating school grades if at least a majority of its students are scheduled to be assigned to the graded school; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1222**, pursuant to Rule 3.11(3), there being no objection, **HB 781** was withdrawn from the Committees on Education; Appropriations Subcommittee on Pre-K - 12 Education; and Appropriations.

On motion by Senator Hutson—

HB 781—A bill to be entitled An act relating to designation of school grades; amending s. 1008.34, F.S.; revising the requirements for certain schools to receive a school grade designation of a K-3 feeder pattern school; providing that a majority of students must be scheduled to be assigned to a certain school for a feeder pattern to exist; providing an effective date.

—a companion measure, was substituted for **SB 1222** and read the second time by title.

Pursuant to Rule 4.19, **HB 781** was placed on the calendar of Bills on Third Reading.

CS for SB 916—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.912, F.S.; deleting the fee-for-service option as a basis for the reimbursement of Medicaid provider service networks; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; requiring that a databook consist of data that is consistent with actuarial rate-setting practices and standards; requiring that the source of such data include the 24 most recent months of validated data from the Medicaid Encounter Data System; deleting provisions relating to a report and report requirements; revising the designation and county makeup of regions of the state for purposes of procuring health plans that may participate in the Medicaid program; adding a factor that the Agency for Health Care Administration must consider in the selection of eligible plans; deleting a requirement related to fee-for-service provider service networks; amending s. 409.968, F.S.; requiring, rather than authorizing, provider

service networks to be prepaid plans; deleting a fee-for-service option for Medicaid reimbursement for provider service networks; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.974, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting an obsolete provision; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting requirement that the agency consider a specific factor relating to the selection of managed medical assistance plans; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 916**, pursuant to Rule 3.11(3), there being no objection, **HB 7117** was withdrawn from the Committees on Health Policy; and Appropriations.

On motion by Senator Grimsley, the rules were waived and—

HB 7117—A bill to be entitled An act relating to the statewide Medicaid managed care program; amending s. 409.964, F.S.; deleting an obsolete provision; amending s. 409.966, F.S.; revising requirements relating to the compilation and publication of certain Medicaid data by the Agency for Health Care Administration; revising the designation and county makeup of regions for procurement of health plans eligible to participate in the program; requiring the agency to give preference to plans that propose establishing a comprehensive long-term care plan; authorizing contract awards in specified regions under certain conditions; amending s. 409.967, F.S.; requiring the agency to test provider network databases maintained by Medicaid managed care plans; requiring the agency to impose fines, and authorizing the agency to impose other sanctions, on plans that fail to comply with certain claim payment requirements; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.972, F.S.; requiring the agency to seek federal approval to require Medicaid enrollees to engage in certain work activities to maintain eligibility and enrollment and to establish monthly premiums payable by enrollees; amending s. 409.974, F.S.; deleting an obsolete provision; revising the number of eligible plans the agency must procure for certain regions; deleting provisions that require the agency to issue an invitation to negotiate and to give preference to certain plans; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.981, F.S.; revising the number of eligible plans that the agency must procure for certain regions; deleting provisions that require the agency to issue an invitation to negotiate and to consider a specific factor relating to the selection of eligible plans; amending s. 409.982, F.S.; deleting a provision that requires long-term care managed care plans to pay nursing homes at the payment rate set by the agency; amending s. 409.983, F.S.; deleting a provision that requires the agency to establish nursing-facility-specific payment rates; requiring long-term care managed care plans and providers to negotiate payment rates, methods, and terms; providing an effective date.

—a companion measure, was substituted for **CS for SB 916** and read the second time by title.

Senator Grimsley moved the following amendment:

Amendment 1 (449058) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective October 1, 2018, paragraph (v) is added to subsection (1) of section 400.141, Florida Statutes, to read:

400.141 Administration and management of nursing home facilities.—

(1) Every licensed facility shall comply with all applicable standards and rules of the agency and shall:

(v) *Be prepared to confirm for the agency whether a nursing home facility resident who is a Medicaid recipient, or whose Medicaid eligibility is pending, is a candidate for home and community-based services under s. 409.965(3)(c), no later than the resident's 50th consecutive day of residency in the nursing home facility.*

Section 2. Subsection (2) of section 409.912, Florida Statutes, is amended to read:

409.912 Cost-effective purchasing of health care.—The agency shall purchase goods and services for Medicaid recipients in the most cost-effective manner consistent with the delivery of quality medical care. To ensure that medical services are effectively utilized, the agency may, in any case, require a confirmation or second physician's opinion of the correct diagnosis for purposes of authorizing future services under the Medicaid program. This section does not restrict access to emergency services or poststabilization care services as defined in 42 C.F.R. s. 438.114. Such confirmation or second opinion shall be rendered in a manner approved by the agency. The agency shall maximize the use of prepaid per capita and prepaid aggregate fixed-sum basis services when appropriate and other alternative service delivery and reimbursement methodologies, including competitive bidding pursuant to s. 287.057, designed to facilitate the cost-effective purchase of a case-managed continuum of care. The agency shall also require providers to minimize the exposure of recipients to the need for acute inpatient, custodial, and other institutional care and the inappropriate or unnecessary use of high-cost services. The agency shall contract with a vendor to monitor and evaluate the clinical practice patterns of providers in order to identify trends that are outside the normal practice patterns of a provider's professional peers or the national guidelines of a provider's professional association. The vendor must be able to provide information and counseling to a provider whose practice patterns are outside the norms, in consultation with the agency, to improve patient care and reduce inappropriate utilization. The agency may mandate prior authorization, drug therapy management, or disease management participation for certain populations of Medicaid beneficiaries, certain drug classes, or particular drugs to prevent fraud, abuse, overuse, and possible dangerous drug interactions. The Pharmaceutical and Therapeutics Committee shall make recommendations to the agency on drugs for which prior authorization is required. The agency shall inform the Pharmaceutical and Therapeutics Committee of its decisions regarding drugs subject to prior authorization. The agency is authorized to limit the entities it contracts with or enrolls as Medicaid providers by developing a provider network through provider credentialing. The agency may competitively bid single-source-provider contracts if procurement of goods or services results in demonstrated cost savings to the state without limiting access to care. The agency may limit its network based on the assessment of beneficiary access to care, provider availability, provider quality standards, time and distance standards for access to care, the cultural competence of the provider network, demographic characteristics of Medicaid beneficiaries, practice and provider-to-beneficiary standards, appointment wait times, beneficiary use of services, provider turnover, provider profiling, provider licensure history, previous program integrity investigations and findings, peer review, provider Medicaid policy and billing compliance records, clinical and medical record audits, and other factors. Providers are not entitled to enrollment in the Medicaid provider network. The agency shall determine instances in which allowing Medicaid beneficiaries to purchase durable medical equipment and other goods is less expensive to the Medicaid program than long-term rental of the equipment or goods. The agency may establish rules to facilitate purchases in lieu of long-term rentals in order to protect against fraud and abuse in the Medicaid program as defined in s. 409.913. The agency may seek federal waivers necessary to administer these policies.

(2) The agency may contract with a provider service network, ~~which may be reimbursed on a fee for service or prepaid basis.~~ Prepaid provider service networks shall receive per-member, per-month payments. ~~A provider service network that does not choose to be a prepaid plan shall receive fee for service rates with a shared savings settlement. The fee for service option shall be available to a provider service network only for the first 2 years of the plan's operation or until the contract year beginning September 1, 2014, whichever is later. The agency shall annually conduct cost reconciliations to determine the amount of cost savings achieved by fee for service provider service networks for the dates of service in the period being reconciled. Only payments for covered services for dates of service within the reconciliation period and paid within 6 months after the last date of service in the reconciliation period shall be included. The agency shall perform the necessary adjustments for the inclusion of claims incurred but not reported within the reconciliation for claims that could be received and paid by the agency after the 6-month claims processing time lag. The agency shall provide the results of the reconciliations to the fee for service provider service networks within 45 days after the end of the reconciliation period. The fee for service provider service networks shall review and provide written comments or a letter of concurrence to the agency~~

~~within 45 days after receipt of the reconciliation results. This reconciliation shall be considered final.~~

(a) A provider service network ~~that~~ ~~which~~ is reimbursed by the agency on a prepaid basis shall be exempt from parts I and III of chapter 641, but must comply with the solvency requirements in s. 641.2261(2) and meet appropriate financial reserve, quality assurance, and patient rights requirements as established by the agency.

(b) A provider service network is a network established or organized and operated by a health care provider, or group of affiliated health care providers, which provides a substantial proportion of the health care items and services under a contract directly through the provider or affiliated group of providers and may make arrangements with physicians or other health care professionals, health care institutions, or any combination of such individuals or institutions to assume all or part of the financial risk on a prospective basis for the provision of basic health services by the physicians, by other health professionals, or through the institutions. The health care providers must have a controlling interest in the governing body of the provider service network organization.

Section 3. Section 409.964, Florida Statutes, is amended to read:

409.964 Managed care program; state plan; waivers.—The Medicaid program is established as a statewide, integrated managed care program for all covered services, including long-term care services *as specified under this part*. The agency shall apply for and implement state plan amendments or waivers of applicable federal laws and regulations necessary to implement the program, *including state plan amendments or waivers required to implement chapter 2016-109, Laws of Florida*. Before seeking a waiver, the agency shall provide public notice and the opportunity for public comment and include public feedback in the waiver application. The agency shall hold one public meeting in each of the regions described in s. 409.966(2), and the time period for public comment for each region shall end no sooner than 30 days after the completion of the public meeting in that region. ~~The agency shall submit any state plan amendments, new waiver requests, or requests for extensions or expansions for existing waivers, needed to implement the managed care program by August 1, 2011.~~

Section 4. Effective October 1, 2018, section 409.965, Florida Statutes, is amended to read:

409.965 Mandatory enrollment.—All Medicaid recipients shall receive covered services through the statewide managed care program, except as provided by this part pursuant to an approved federal waiver.

(1) The following Medicaid recipients are exempt from participation in the statewide managed care program:

- (a)(~~1~~) Women who are eligible only for family planning services.
- (b)(~~2~~) Women who are eligible only for breast and cervical cancer services.
- (c)(~~3~~) Persons who are eligible for emergency Medicaid for aliens.

(2)(a) *Persons who are assigned into level of care 1 under s. 409.983(4) and have resided in a nursing facility for 60 or more consecutive days are exempt from participation in the long-term care managed care program. For a person who becomes exempt under this paragraph while enrolled in the long-term care managed care program, the exemption shall take effect on the first day of the first month after the person meets the criteria for the exemption. This paragraph does not affect a person's eligibility for the Medicaid managed medical assistance program.*

(b) *Persons receiving hospice care while residing in a nursing facility are exempt from participation in the long-term care managed care program. For a person who becomes exempt under this paragraph while enrolled in the long-term care managed care program, the exemption takes effect on the first day of the first month after the person meets the criteria for the exemption. This paragraph does not affect a person's eligibility for the Medicaid managed medical assistance program.*

(3) Notwithstanding subsection (2):

(a) *A Medicaid recipient who is otherwise eligible for the long-term care managed care program, who is 18 years of age or older, and who is*

eligible for Medicaid by reason of a disability is not exempt from the long-term care managed care program under subsection (2).

(b) A person who is afforded priority enrollment for home and community-based services under s. 409.979(3)(f) is not exempt from the long-term care managed care program under subsection (2).

(c) A nursing facility resident is not exempt from the long-term care managed care program under paragraph (2)(a) if the resident has been identified as a candidate for home and community-based services by the nursing facility administrator and any long-term care plan case manager assigned to the resident. Such identification must be made in consultation with the following persons:

1. The resident or the resident's legal representative or designee;
2. The resident's personal physician or, if the resident does not have a personal physician, the facility's medical director; and
3. A registered nurse who has participated in developing, maintaining, or reviewing the individual's resident care plan as defined in s. 400.021.

(d) Before determining that a person is exempt from the long-term care managed care program under paragraph (2)(a), the agency shall confirm whether the person has been identified as a candidate for home and community-based services under paragraph (c). If a nursing facility resident who has been determined exempt is later identified as a candidate for home and community-based services, the nursing facility administrator shall promptly notify the agency. If the agency receives such a notification, the agency shall make a redetermination regarding the resident's exempt status pursuant to paragraph (c).

Section 5. Subsection (2) and paragraphs (a), (d), (e), and (f) of subsection (3) of section 409.966, Florida Statutes, are amended to read:

409.966 Eligible plans; selection.—

(2) ELIGIBLE PLAN SELECTION.—The agency shall select a limited number of eligible plans to participate in the Medicaid program using invitations to negotiate in accordance with s. 287.057(1)(c). At least 90 days before issuing an invitation to negotiate, the agency shall compile and publish a databook consisting of a comprehensive set of utilization and spending data consistent with actuarial rate-setting practices and standards for the 3 most recent contract years consistent with the rate setting periods for all Medicaid recipients by region or county. The source of the data in the databook report must include the 24 most recent months of both historic fee for service claims and validated data from the Medicaid Encounter Data System. The report must be available in electronic form and delineate utilization use by age, gender, eligibility group, geographic area, and aggregate clinical risk score. Separate and simultaneous procurements shall be conducted in each of the following regions:

(a) ~~Region A Region 1~~, which consists of Bay, Calhoun, Escambia, Franklin, Gadsden, Gulf, Holmes, Jackson, Jefferson, Leon, Liberty, Madison, Okaloosa, Santa Rosa, Taylor, Wakulla, and Walton, and Washington Counties.

(b) ~~Region B Region 2~~, which consists of Alachua, Baker, Bradford, Citrus, Clay, Columbia, Dixie, Duval, Flagler, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Nassau, Putnam, St. Johns, Sumter, Suwannee, Union, and Volusia Bay, Calhoun, Franklin, Gadsden, Gulf, Holmes, Jackson, Jefferson, Leon, Liberty, Madison, Taylor, Wakulla, and Washington Counties.

(c) ~~Region C Region 3~~, which consists of Hardee, Highlands, Hillsborough, Manatee, Pasco, Pinellas, and Polk Alachua, Bradford, Citrus, Columbia, Dixie, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Putnam, Sumter, Suwannee, and Union Counties.

(d) ~~Region D Region 4~~, which consists of Brevard, Orange, Osceola, and Seminole Baker, Clay, Duval, Flagler, Nassau, St. Johns, and Volusia Counties.

(e) ~~Region E Region 5~~, which consists of Charlotte, Collier, DeSoto, Glades, Hendry, Lee, and Sarasota Pasco and Pinellas Counties.

(f) ~~Region F Region 6~~, which consists of Indian River, Martin, Okeechobee, Palm Beach, and St. Lucie Hardee, Highlands, Hillsborough, Manatee, and Polk Counties.

(g) ~~Region G Region 7~~, which consists of Broward County Brevard, Orange, Osceola, and Seminole Counties.

(h) ~~Region H Region 8~~, which consists of Miami-Dade and Monroe Charlotte, Collier, DeSoto, Glades, Hendry, Lee, and Sarasota Counties.

(i) ~~Region 9~~, which consists of Indian River, Martin, Okeechobee, Palm Beach, and St. Lucie Counties.

(j) ~~Region 10~~, which consists of Broward County.

(k) ~~Region 11~~, which consists of Miami Dade and Monroe Counties.

(3) QUALITY SELECTION CRITERIA.—

(a) The invitation to negotiate must specify the criteria and the relative weight of the criteria that will be used for determining the acceptability of the reply and guiding the selection of the organizations with which the agency negotiates. The agency shall give preference to plans that propose establishing a comprehensive long-term care plan. In addition to criteria established by the agency, the agency shall consider the following factors in the selection of eligible plans:

1. Accreditation by the National Committee for Quality Assurance, the Joint Commission, or another nationally recognized accrediting body.

2. Experience serving similar populations, including the organization's record in achieving specific quality standards with similar populations.

3. Availability and accessibility of primary care and specialty physicians in the provider network.

4. Establishment of community partnerships with providers that create opportunities for reinvestment in community-based services.

5. Organization commitment to quality improvement and documentation of achievements in specific quality improvement projects, including active involvement by organization leadership.

6. Provision of additional benefits, ~~particularly dental care and disease management~~, and other initiatives that improve health outcomes.

7. Evidence that an eligible plan has *obtained signed contracts or written agreements or signed contracts* or has made substantial progress in establishing relationships with providers before the plan *submits* submitting a response.

8. Comments submitted in writing by any enrolled Medicaid provider relating to a specifically identified plan participating in the procurement in the same region as the submitting provider.

9. Documentation of policies and procedures for preventing fraud and abuse.

10. The business relationship an eligible plan has with any other eligible plan that responds to the invitation to negotiate.

(d) ~~For the first year of the first contract term, the agency shall negotiate capitation rates or fee for service payments with each plan in order to guarantee aggregate savings of at least 5 percent.~~

1. ~~For prepaid plans, determination of the amount of savings shall be calculated by comparison to the Medicaid rates that the agency paid managed care plans for similar populations in the same areas in the prior year. In regions containing no prepaid plans in the prior year, determination of the amount of savings shall be calculated by comparison to the Medicaid rates established and certified for those regions in the prior year.~~

2. ~~For provider service networks operating on a fee for service basis, determination of the amount of savings shall be calculated by compar-~~

ision to the Medicaid rates that the agency paid on a fee-for-service basis for the same services in the prior year.

(d)(e) To ensure managed care plan participation in *Regions A and E* ~~Regions 1 and 2~~, the agency shall award an additional contract to each plan with a contract award in *Region A* ~~Region 1~~ or *Region E* ~~Region 2~~. Such contract shall be in any other region in which the plan submitted a responsive bid and negotiates a rate acceptable to the agency. If a plan that is awarded an additional contract pursuant to this paragraph is subject to penalties pursuant to s. 409.967(2)(i) for activities in *Region A* ~~Region 1~~ or *Region E* ~~Region 2~~, the additional contract is automatically terminated 180 days after the imposition of the penalties. The plan must reimburse the agency for the cost of enrollment changes and other transition activities.

(e)(f) The agency may not execute contracts with managed care plans at payment rates not supported by the General Appropriations Act.

Section 6. Paragraphs (c) and (j) of subsection (2) of section 409.967, Florida Statutes, are amended to read:

409.967 Managed care plan accountability.—

(2) The agency shall establish such contract requirements as are necessary for the operation of the statewide managed care program. In addition to any other provisions the agency may deem necessary, the contract must require:

(c) Access.—

1. The agency shall establish specific standards for the number, type, and regional distribution of providers in managed care plan networks to ensure access to care for both adults and children. Each plan must maintain a regionwide network of providers in sufficient numbers to meet the access standards for specific medical services for all recipients enrolled in the plan. The exclusive use of mail-order pharmacies may not be sufficient to meet network access standards. Consistent with the standards established by the agency, provider networks may include providers located outside the region. A plan may contract with a new hospital facility before the date the hospital becomes operational if the hospital has commenced construction, will be licensed and operational by January 1, 2013, and a final order has issued in any civil or administrative challenge. Each plan shall establish and maintain an accurate and complete electronic database of contracted providers, including information about licensure or registration, locations and hours of operation, specialty credentials and other certifications, specific performance indicators, and such other information as the agency deems necessary. The database must be available online to both the agency and the public and have the capability to compare the availability of providers to network adequacy standards and to accept and display feedback from each provider's patients. Each plan shall submit quarterly reports to the agency identifying the number of enrollees assigned to each primary care provider. *The agency shall conduct, or contract with a third party to conduct, systematic and ongoing testing of the provider network databases maintained by each plan to confirm database accuracy, to confirm that network providers are accepting enrollees, and to confirm that such enrollees have access to care.*

2. Each managed care plan must publish any prescribed drug formulary or preferred drug list on the plan's website in a manner that is accessible to and searchable by enrollees and providers. The plan must update the list within 24 hours after making a change. Each plan must ensure that the prior authorization process for prescribed drugs is readily accessible to health care providers, including posting appropriate contact information on its website and providing timely responses to providers. For Medicaid recipients diagnosed with hemophilia who have been prescribed anti-hemophilic-factor replacement products, the agency shall provide for those products and hemophilia overlay services through the agency's hemophilia disease management program.

3. Managed care plans, and their fiscal agents or intermediaries, must accept prior authorization requests for any service electronically.

4. Managed care plans serving children in the care and custody of the Department of Children and Families must maintain complete medical, dental, and behavioral health encounter information and

participate in making such information available to the department or the applicable contracted community-based care lead agency for use in providing comprehensive and coordinated case management. The agency and the department shall establish an interagency agreement to provide guidance for the format, confidentiality, recipient, scope, and method of information to be made available and the deadlines for submission of the data. The scope of information available to the department shall be the data that managed care plans are required to submit to the agency. The agency shall determine the plan's compliance with standards for access to medical, dental, and behavioral health services; the use of medications; and followup on all medically necessary services recommended as a result of early and periodic screening, diagnosis, and treatment.

(j) Prompt payment.—Managed care plans shall comply with ss. 641.315, 641.3155, and 641.513, *and the agency shall impose fines, and may impose other sanctions, on a plan that willfully fails to comply with ss. 641.315, 641.3155, and 641.513 or s. 409.982(5).*

Section 7. Effective January 1, 2018, paragraph (p) is added to subsection (2) of section 409.967, Florida Statutes, to read:

409.967 Managed care plan accountability.—

(2) The agency shall establish such contract requirements as are necessary for the operation of the statewide managed care program. In addition to any other provisions the agency may deem necessary, the contract must require:

(p) *Robust primary care networks.—A health insurer or health maintenance organization selected as a managed care plan under this part may not, directly or indirectly, purchase, own, or otherwise have a controlling interest in any primary care group or practice in this state.*

Section 8. Subsection (2) of section 409.968, Florida Statutes, is amended to read:

409.968 Managed care plan payments.—

(2) Provider service networks ~~shall~~ ~~may~~ be prepaid plans and receive per-member, per-month payments negotiated pursuant to the procurement process described in s. 409.966. ~~Provider service networks that choose not to be prepaid plans shall receive fee for service rates with a shared savings settlement. The fee for service option shall be available to a provider service network only for the first 2 years of its operation. The agency shall annually conduct cost reconciliations to determine the amount of cost savings achieved by fee for service provider service networks for the dates of service within the period being reconciled. Only payments for covered services for dates of service within the reconciliation period and paid within 6 months after the last date of service in the reconciliation period must be included. The agency shall perform the necessary adjustments for the inclusion of claims incurred but not reported within the reconciliation period for claims that could be received and paid by the agency after the 6-month claims processing time lag. The agency shall provide the results of the reconciliations to the fee for service provider service networks within 45 days after the end of the reconciliation period. The fee for service provider service networks shall review and provide written comments or a letter of concurrence to the agency within 45 days after receipt of the reconciliation results. This reconciliation is considered final.~~

Section 9. Section 409.971, Florida Statutes, is amended to read:

409.971 Managed medical assistance program.—The agency shall make payments for primary and acute medical assistance and related services using a managed care model. ~~By January 1, 2013, the agency shall begin implementation of the statewide managed medical assistance program, with full implementation in all regions by October 1, 2014.~~

Section 10. Subsections (1) and (2) of section 409.974, Florida Statutes, are amended to read:

409.974 Eligible plans.—

(1) ELIGIBLE PLAN SELECTION.—The agency shall select eligible plans *for the managed medical assistance program* through the procurement process described in s. 409.966. ~~The agency shall notice invitations to negotiate no later than January 1, 2013.~~

(a) The agency shall procure ~~at least three two~~ plans and up to four plans for ~~Region A Region 1~~. At least one plan shall be a provider service network if any provider service networks submit a responsive bid.

(b) The agency shall procure ~~at least four plans and up to eight two~~ plans for ~~Region B Region 2~~. At least one plan shall be a provider service network if any provider service networks submit a responsive bid.

(c) The agency shall procure at least ~~five three~~ plans and up to 10 ~~five~~ plans for ~~Region C Region 3~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(d) The agency shall procure at least three plans and up to ~~six five~~ plans for ~~Region D Region 4~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(e) The agency shall procure at least ~~three two~~ plans and up to four plans for ~~Region E Region 5~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(f) The agency shall procure at least ~~three four~~ plans and up to ~~five seven~~ plans for ~~Region F Region 6~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(g) The agency shall procure at least three plans and up to ~~five six~~ plans for ~~Region G Region 7~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(h) The agency shall procure at least ~~five two~~ plans and up to 10 ~~four~~ plans for ~~Region H Region 8~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

~~(i) The agency shall procure at least two plans and up to four plans for Region 9. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~(j) The agency shall procure at least two plans and up to four plans for Region 10. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~(k) The agency shall procure at least five plans and up to 10 plans for Region 11. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~If no provider service network submits a responsive bid, the agency shall procure no more than one less than the maximum number of eligible plans permitted in that region. Within 12 months after the initial invitation to negotiate, the agency shall attempt to procure a provider service network. The agency shall notice another invitation to negotiate only with provider service networks in those regions where no provider service network has been selected.~~

(2) QUALITY SELECTION CRITERIA.—In addition to the criteria established in s. 409.966, the agency shall consider evidence that an eligible plan has ~~obtained signed contracts or~~ written agreements ~~or signed contracts~~ or has made substantial progress in establishing relationships with providers before the plan ~~submits~~ submitting a response. The agency shall evaluate and give special weight to evidence of signed contracts with essential providers as defined by the agency pursuant to s. 409.975(1). The agency shall exercise a preference for plans with a provider network in which ~~more than over~~ 10 percent of the providers use electronic health records, as defined in s. 408.051. ~~When all other factors are equal, the agency shall consider whether the organization has a contract to provide managed long-term care services in the same region and shall exercise a preference for such plans.~~

Section 11. Subsection (1) of section 409.978, Florida Statutes, is amended to read:

409.978 Long-term care managed care program.—

(1) Pursuant to s. 409.963, the agency shall administer the long-term care managed care program described in ss. 409.978-409.985, but may delegate specific duties and responsibilities for the program to the

Department of Elderly Affairs and other state agencies. ~~By July 1, 2012, the agency shall begin implementation of the statewide long-term care managed care program, with full implementation in all regions by October 1, 2013.~~

Section 12. Subsection (1) of section 409.979, Florida Statutes, is amended to read:

409.979 Eligibility.—

(1) PREREQUISITE CRITERIA FOR ELIGIBILITY.—Medicaid recipients who meet all of the following criteria are eligible to receive long-term care services and, *unless exempt under s. 409.965*, must receive long-term care services by participating in the long-term care managed care program. The recipient must be:

(a) Sixty-five years of age or older, or age 18 or older and eligible for Medicaid by reason of a disability.

(b) Determined by the Comprehensive Assessment Review and Evaluation for Long-Term Care Services (CARES) preadmission screening program to require nursing facility care as defined in s. 409.985(3).

Section 13. Subsection (2) and paragraphs (c), (d), and (e) of subsection (3) of section 409.981, Florida Statutes, are amended to read:

409.981 Eligible long-term care plans.—

(2) ELIGIBLE PLAN SELECTION.—The agency shall select eligible plans *for the long-term care managed care program* through the procurement process described in s. 409.966. The agency shall procure:

(a) ~~At least three two~~ plans and up to four plans for ~~Region A Region 1~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(b) ~~At least three Two~~ plans and up to six plans for ~~Region B Region 2~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(c) At least ~~five three~~ plans and up to ~~eight five~~ plans for ~~Region C Region 3~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(d) At least three plans and up to ~~six five~~ plans for ~~Region D Region 4~~. At least one plan must be a provider service network if any provider service network submits a responsive bid.

(e) At least ~~three two~~ plans and up to four plans for ~~Region E Region 5~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(f) At least ~~three four~~ plans and up to ~~five seven~~ plans for ~~Region F Region 6~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(g) At least three plans and up to ~~four six~~ plans for ~~Region G Region 7~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

(h) At least ~~five two~~ plans and up to 10 ~~four~~ plans for ~~Region H Region 8~~. At least one plan must be a provider service network if any provider service networks submit a responsive bid.

~~(i) At least two plans and up to four plans for Region 9. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~(j) At least two plans and up to four plans for Region 10. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~(k) At least five plans and up to 10 plans for Region 11. At least one plan must be a provider service network if any provider service networks submit a responsive bid.~~

~~If no provider service network submits a responsive bid in a region other than Region 1 or Region 2, the agency shall procure no more than one~~

~~less than the maximum number of eligible plans permitted in that region. Within 12 months after the initial invitation to negotiate, the agency shall attempt to procure a provider service network. The agency shall notice another invitation to negotiate only with provider service networks in regions where no provider service network has been selected.~~

(3) QUALITY SELECTION CRITERIA.—In addition to the criteria established in s. 409.966, the agency shall consider the following factors in the selection of eligible plans:

~~(c) Whether a plan is proposing to establish a comprehensive long-term care plan and whether the eligible plan has a contract to provide managed medical assistance services in the same region.~~

~~(c)(d)~~ Whether a plan offers consumer-directed care services to enrollees pursuant to s. 409.221.

~~(d)(e)~~ Whether a plan is proposing to provide home and community-based services in addition to the minimum benefits required by s. 409.98.

Section 14. Subsections (1) and (2) of section 409.982, Florida Statutes, are amended to read:

409.982 Long-term care managed care plan accountability.—In addition to the requirements of s. 409.967, plans and providers participating in the long-term care managed care program must comply with the requirements of this section.

(1) PROVIDER NETWORKS.—Managed care plans may limit the providers in their networks based on credentials, quality indicators, and price. For the first 12 months of a contract period following a procurement for the long-term care managed care program under s. 409.981, if a plan has been ~~period between October 1, 2013, and September 30, 2014,~~ each selected for a region encompassing a county that the plan was not serving immediately prior to the procurement, the plan must offer a network contract to all nursing homes in that county which meet the recredentialing requirements and to all hospices in that county which meet the credentialing requirements specified in the plan's contract with the agency ~~the following providers in the region:~~

~~(a) Nursing homes.~~

~~(b) Hospices.~~

~~(c) Aging network service providers that have previously participated in home and community based waivers serving elders or community service programs administered by the Department of Elderly Affairs. After a provider specified in this subsection has actively participated in a managed care plan's network for 12 months of active participation in a managed care plan's network, the plan may exclude the provider any of the providers named in this subsection from the plan's network for failure to meet quality or performance criteria. If a the plan excludes a provider from its network under this subsection the plan, the plan must provide written notice to all recipients who have chosen that provider for care. The notice must be provided at least 30 days before the effective date of the exclusion. The agency shall establish contract provisions governing the transfer of recipients from excluded residential providers. The agency shall require a plan that excludes a provider from its network or that fails to renew the plan's contract with a provider under this subsection to report to the agency the quality or performance criteria the plan used in deciding to exclude the provider and to demonstrate how the provider failed to meet those criteria.~~

(2) SELECT PROVIDER PARTICIPATION.—Except as provided in this subsection, providers may limit the managed care plans they join. Nursing homes and hospices that are enrolled Medicaid providers must participate in all eligible plans selected by the agency in the region in which the provider is located, with the exception of plans from which the provider has been excluded under subsection (1).

Section 15. Section 456.0625, Florida Statutes, is created to read:

456.0625 Direct primary care agreements.—

(1) As used in this section, the term:

(a) "Direct primary care agreement" means a contract between a primary care provider and a patient, the patient's legal representative, or an employer which meets the requirements specified under subsection (3) and which does not indemnify for services provided by a third party.

(b) "Primary care provider" means a health care practitioner licensed under chapter 458, chapter 459, chapter 460, or chapter 464 or a primary care group practice that provides medical services to patients which are commonly provided without referral from another health care provider.

(c) "Primary care service" means the screening, assessment, diagnosis, and treatment of a patient for the purpose of promoting health or detecting and managing disease or injury within the competency and training of the primary care provider.

(2) A primary care provider or an agent of the primary care provider may enter into a direct primary care agreement for providing primary care services. Section 624.27 applies to a direct primary care agreement.

(3) A direct primary care agreement must:

(a) Be in writing.

(b) Be signed by the primary care provider or an agent of the primary care provider and the patient, the patient's legal representative, or an employer.

(c) Allow a party to terminate the agreement by giving the other party at least 30 days' advance written notice. The agreement may provide for immediate termination due to a violation of the physician-patient relationship or a breach of the terms of the agreement.

(d) Describe the scope of primary care services that are covered by the monthly fee.

(e) Specify the monthly fee and any fees for primary care services not covered by the monthly fee.

(f) Specify the duration of the agreement and any automatic renewal provisions.

(g) Offer a refund to the patient of monthly fees paid in advance if the primary care provider ceases to offer primary care services for any reason.

(h) Contain, in contrasting color and in not less than 12-point type, the following statements on the same page as the applicant's signature:

1. This agreement is not health insurance, and the primary care provider will not file any claims against the patient's health insurance policy or plan for reimbursement of any primary care services covered by this agreement.

2. This agreement does not qualify as minimum essential coverage to satisfy the individual shared responsibility provision of the federal Patient Protection and Affordable Care Act, Pub. L. No. 111-148.

3. This agreement is not workers' compensation insurance and may not replace the employer's obligations under chapter 440, Florida Statutes.

Section 16. Section 624.27, Florida Statutes, is created to read:

624.27 Application of code as to direct primary care agreements.—

(1) A direct primary care agreement, as defined in s. 456.0625, does not constitute insurance and is not subject to any chapter of the Florida Insurance Code. The act of entering into a direct primary care agreement does not constitute the business of insurance and is not subject to any chapter of the Florida Insurance Code.

(2) A primary care provider or an agent of a primary care provider is not required to obtain a certificate of authority or license under any chapter of the Florida Insurance Code to market, sell, or offer to sell a direct primary care agreement pursuant to s. 456.0625.

Section 17. Except as otherwise provided in this act, this act shall take effect July 1, 2017.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to health care services; amending s. 400.141, F.S.; requiring that nursing home facilities be prepared to provide confirmation within a specified timeframe to the Agency for Health Care Administration as to whether certain nursing home facility residents are candidates for certain services; amending s. 409.912, F.S.; deleting the fee-for-service option as a basis for the reimbursement of Medicaid provider service networks; amending s. 409.964, F.S.; providing that covered services for long-term care under the Medicaid managed care program are those specified in part IV of ch. 409, F.S.; requiring the agency to apply for and implement state plan amendments or waivers of applicable federal laws in order to implement specified Florida law; deleting an obsolete provision; amending s. 409.965, F.S.; providing that certain residents of nursing facilities are exempt from participation in the long-term care managed care program; providing for application of the exemption; providing that eligibility for the Medicaid managed medical assistance program is not affected by such provisions; providing conditions under which the exemption does not apply; requiring the agency to confirm whether certain persons have been identified as candidates for home and community-based services; requiring a certain notice to the agency by nursing facility administrators; amending s. 409.966, F.S.; requiring that a required databook consist of data that is consistent with actuarial rate-setting practices and standards; requiring that the source of such data include the 24 most recent months of validated data from the Medicaid Encounter Data System; deleting provisions relating to a report and report requirements; revising the designation and county makeup of regions of the state for purposes of procuring health plans that may participate in the Medicaid program; adding a factor that the agency must consider in the selection of eligible plans; deleting a provision for certain additional benefits to receive particular consideration; deleting an obsolete provision; amending s. 409.967, F.S.; requiring the agency to test provider network databases maintained by Medicaid managed care plans; requiring the agency to impose fines, and authorizing the agency to impose other sanctions, on plans that fail to comply with certain claim payment requirements; prohibiting certain health insurers or health maintenance organizations from owning or having a controlling interest in any primary care group or practice in the state; amending s. 409.968, F.S.; requiring provider service networks to be prepaid plans; deleting a fee-for-service option for Medicaid reimbursement for provider service networks; amending s. 409.971, F.S.; deleting an obsolete provision; amending s. 409.974, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting provisions that require the agency to issue an invitation to negotiate under certain circumstances; deleting preference for certain plans; deleting an obsolete provision; amending s. 409.978, F.S.; deleting an obsolete provision; amending s. 409.979, F.S.; providing that certain exempt Medicaid recipients are not required to receive long-term care services through the long-term care managed care program; amending s. 409.981, F.S.; revising the number of eligible Medicaid health care plans the agency must procure for certain regions in the state; deleting provisions that require the agency to issue an invitation to negotiate under certain circumstances; deleting a requirement that the agency consider a specific factor relating to the selection of managed medical assistance plans; amending s. 409.982, F.S.; revising parameters under which a long-term care managed care plan must contract with nursing homes and hospices; specifying that the agency must require certain plans to report information on the quality or performance criteria used in making a certain determination; creating s. 456.0625, F.S.; defining terms; authorizing primary care providers or their agents to enter into direct primary care agreements for providing primary care services; providing applicability; specifying requirements for direct primary care agreements; creating s. 624.27, F.S.; providing construction and applicability of the Florida Insurance Code as to direct primary care agreements; providing an exception for primary care providers or their agents from certain requirements under the code under certain circumstances; providing effective dates.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Garcia moved the following amendments to **Amendment 1 (449058)** which were adopted:

Amendment 1A (406374) (with directory and title amendments)—Between lines 636 and 637 insert:

(4) **PLAN REQUIREMENTS.**—*An eligible plan must disclose any business relationship that it has with any other eligible plan that responds to the invitation to negotiate. The agency may not select plans in the same region for the same managed care program which have a business relationship with each other. The agency may not select a provider service network authorized under s. 409.912(2) in any region that has a business relationship with a health maintenance organization licensed under chapter 641, and may not select a provider service network in any region that has a business relationship with any entity that has an ownership or controlling interest in a health maintenance organization licensed under chapter 641 or a common parent of a health maintenance organization licensed under chapter 641. An eligible plan that fails to comply with this subsection is disqualified from participation in any region for the first full contract period after the discovery of the business relationship by the agency. For the purpose of this section, the term “business relationship” means an ownership or controlling interest, an affiliate or subsidiary relationship, a common parent, or any mutual interest in any limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly or partially owned subsidiaries, majority-owned subsidiaries, parent companies, or affiliates of such entities, business associations, or other enterprises, which exists for the purpose of making a profit. The term does not include subcontract arrangements, unless the subcontract is between a plan and an entity that is a parent, affiliate or subsidiary of the plan.*

And the directory clause is amended as follows:

Delete line 570 and insert: amended, present subsections (4) and (5) are redesignated as subsections (5) and (6), respectively, and a new subsection (4) is added to that section, to read:

And the title is amended as follows:

Delete line 835 and insert: of managed medical assistance plans; requiring a plan to disclose any business relationships it has with other eligible plans that respond to an invitation to negotiate; prohibiting the agency from selecting plans under certain circumstances; providing for disqualification from participation in any region under certain circumstances; defining the term “business relationship”; amending s.

Amendment 1B (515234) (with directory and title amendments)—Between lines 636 and 637 insert:

(4) **PLAN REQUIREMENTS.**—*An eligible plan must disclose any business relationship that it has with any other eligible plan that responds to the invitation to negotiate. The agency may not select plans in the same region for the same managed care program which have a business relationship with each other. The agency may not select a long-term care provider service network authorized under s. 409.912(2) in any region that has a business relationship with a health maintenance organization licensed under chapter 641, and may not select a long-term care provider service network in any region that has a business relationship with any entity that has a controlling interest in a health maintenance organization licensed under chapter 641 or a common parent of a health maintenance organization licensed under chapter 641. An eligible plan that fails to comply with this subsection is disqualified from participation in any region for the first full contract period after the agency discovers the business relationship. For the purpose of this section, the term “business relationship” means a controlling interest, an affiliate or subsidiary relationship, a common parent, or any mutual interest in any limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly or partially owned subsidiaries, parent companies, or affiliates of such entities, business associations, or other enterprises, which exists for the purpose of making a profit. The term does not include subcontract arrangements unless the subcontract is between a plan and an entity that is a parent, affiliate, or subsidiary of the plan.*

And the directory clause is amended as follows:

Delete line 570 and insert: amended, present subsections (4) and (5) are redesignated as subsections (5) and (6), respectively, and a new subsection (4) is added to that section, to read:

And the title is amended as follows:

Delete line 835 and insert: of managed medical assistance plans; requiring an eligible plan to disclose any business relationships it has with other eligible plans that respond to an invitation to negotiate; prohibiting the agency from selecting plans under certain circumstances; providing for disqualification of an eligible plan from participation in any region under certain circumstances; defining the term “business relationship”; amending s.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Steube moved the following amendment to **Amendment 1 (449058)** which was adopted:

Amendment 1C (190990) (with title amendment)—Between lines 755 and 756 insert:

Section 17. Subsection (11) of section 627.6131, Florida Statutes, is amended to read:

627.6131 Payment of claims.—

(11) A health insurer may not retroactively deny a claim because of insured ineligibility:

(a) *At any time, if the health insurer verified the eligibility of an insured at the time of treatment and provided an authorization number. This paragraph applies to policies entered into or renewed on or after January 1, 2018.*

(b) More than 1 year after the date of payment of the claim.

Section 18. Subsection (10) of section 641.3155, Florida Statutes, is amended to read:

641.3155 Prompt payment of claims.—

(10) A health maintenance organization may not retroactively deny a claim because of subscriber ineligibility:

(a) *At any time, if the health maintenance organization verified the eligibility of a subscriber at the time of treatment and provided an authorization number. This paragraph applies to contracts entered into or renewed on or after January 1, 2018. This paragraph does not apply to Medicaid managed care plans pursuant to part IV of chapter 409.*

(b) More than 1 year after the date of payment of the claim.

Section 19. Section 627.42392, Florida Statutes, is amended to read:

627.42392 Prior authorization.—

(1) As used in this section, the term:

(a) “Health insurer” means an authorized insurer offering an individual or group insurance policy that provides major medical or similar comprehensive coverage health insurance as defined in s. 624.603, a managed care plan as defined in s. 409.962(10) ~~s. 409.962(9)~~, or a health maintenance organization as defined in s. 641.19(12).

(b) “Urgent care situation” has the same meaning as in s. 627.42393.

(2) Notwithstanding any other provision of law, effective January 1, 2017, or six (6) months after the effective date of the rule adopting the prior authorization form, whichever is later, a health insurer, or a pharmacy benefits manager on behalf of the health insurer, which does not provide an electronic prior authorization process for use by its contracted providers, shall only use the prior authorization form that has been approved by the Financial Services Commission for granting a prior authorization for a medical procedure, course of treatment, or prescription drug benefit. Such form may not exceed two pages in length, excluding any instructions or guiding documentation, and must include all clinical documentation necessary for the health insurer to make a decision. At a minimum, the form must include: (1) sufficient patient information to identify the member, date of birth, full name, and Health Plan ID number; (2) provider name, address and phone number; (3) the medical procedure, course of treatment, or prescription drug benefit being requested, including the medical reason therefor, and all services tried and failed; (4) any laboratory documentation required;

and (5) an attestation that all information provided is true and accurate. *The form, whether in electronic or paper format, may not require information that is not necessary for the determination of medical necessity of, or coverage for, the requested medical procedure, course of treatment, or prescription drug.*

(3) The Financial Services Commission in consultation with the Agency for Health Care Administration shall adopt by rule guidelines for all prior authorization forms which ensure the general uniformity of such forms.

(4) Electronic prior authorization approvals do not preclude benefit verification or medical review by the insurer under either the medical or pharmacy benefits.

(5) *A health insurer or a pharmacy benefits manager on behalf of the health insurer must provide the following information in writing or in an electronic format upon request, and on a publicly accessible Internet website:*

(a) *Detailed descriptions of requirements and restrictions to obtain prior authorization for coverage of a medical procedure, course of treatment, or prescription drug in clear, easily understandable language. Clinical criteria must be described in language easily understandable by a health care provider.*

(b) *Prior authorization forms.*

(6) *A health insurer or a pharmacy benefits manager on behalf of the health insurer may not implement any new requirements or restrictions or make changes to existing requirements or restrictions to obtain prior authorization unless:*

(a) *The changes have been available on a publicly accessible Internet website at least 60 days before the implementation of the changes.*

(b) *Policyholders and health care providers who are affected by the new requirements and restrictions or changes to the requirements and restrictions are provided with a written notice of the changes at least 60 days before the changes are implemented. Such notice may be delivered electronically or by other means as agreed to by the insured or health care provider.*

This subsection does not apply to expansion of health care services coverage.

(7) *A health insurer or a pharmacy benefits manager on behalf of the health insurer must authorize or deny a prior authorization request and notify the patient and the patient’s treating health care provider of the decision within:*

(a) *Seventy-two hours of obtaining a completed prior authorization form for nonurgent care situations.*

(b) *Twenty-four hours of obtaining a completed prior authorization form for urgent care situations.*

Section 20. Section 627.42393, Florida Statutes, is created to read:

627.42393 Fail-first protocols.—

(1) As used in this section, the term:

(a) “Fail-first protocol” means a written protocol that specifies the order in which a certain medical procedure, course of treatment, or prescription drug must be used to treat an insured’s condition.

(b) “Health insurer” has the same meaning as provided in s. 627.42392.

(c) “Preceding prescription drug or medical treatment” means a medical procedure, course of treatment, or prescription drug that must be used pursuant to a health insurer’s fail-first protocol as a condition of coverage under a health insurance policy or a health maintenance contract to treat an insured’s condition.

(d) “Protocol exception” means a determination by a health insurer that a fail-first protocol is not medically appropriate or indicated for treatment of an insured’s condition and the health insurer authorizes the

use of another medical procedure, course of treatment, or prescription drug prescribed or recommended by the treating health care provider for the insured's condition.

(e) "Urgent care situation" means an injury or condition of an insured which, if medical care and treatment is not provided earlier than the time generally considered by the medical profession to be reasonable for a nonurgent situation, in the opinion of the insured's treating physician, would:

1. Seriously jeopardize the insured's life, health, or ability to regain maximum function; or

2. Subject the insured to severe pain that cannot be adequately managed.

(2) A health insurer must publish on its website, and provide to an insured in writing, a procedure for an insured and health care provider to request a protocol exception. The procedure must include:

(a) A description of the manner in which an insured or health care provider may request a protocol exception.

(b) The manner and timeframe in which the health insurer is required to authorize or deny a protocol exception request or respond to an appeal to a health insurer's authorization or denial of a request.

(c) The conditions in which the protocol exception request must be granted.

(3)(a) The health insurer must authorize or deny a protocol exception request or respond to an appeal to a health insurer's authorization or denial of a request within:

1. Seventy-two hours of obtaining a completed prior authorization form for nonurgent care situations.

2. Twenty-four hours of obtaining a completed prior authorization form for urgent care situations.

(b) An authorization of the request must specify the approved medical procedure, course of treatment, or prescription drug benefits.

(c) A denial of the request must include a detailed, written explanation of the reason for the denial, the clinical rationale that supports the denial, and the procedure to appeal the health insurer's determination.

(4) A health insurer must grant a protocol exception request if:

(a) A preceding prescription drug or medical treatment is contraindicated or will likely cause an adverse reaction or physical or mental harm to the insured;

(b) A preceding prescription drug is expected to be ineffective, based on the medical history of the insured and the clinical evidence of the characteristics of the preceding prescription drug or medical treatment;

(c) The insured has previously received a preceding prescription drug or medical treatment that is in the same pharmacologic class or has the same mechanism of action, and such drug or treatment lacked efficacy or effectiveness or adversely affected the insured; or

(d) A preceding prescription drug or medical treatment is not in the best interest of the insured because the insured's use of such drug or treatment is expected to:

1. Cause a significant barrier to the insured's adherence to or compliance with the insured's plan of care;

2. Worsen an insured's medical condition that exists simultaneously but independently with the condition under treatment; or

3. Decrease the insured's ability to achieve or maintain his or her ability to perform daily activities.

(5) The health insurer may request a copy of relevant documentation from the insured's medical record in support of a protocol exception request.

And the title is amended as follows:

Delete line 851 and insert: under the code under certain circumstances; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; providing applicability; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; providing applicability; exempting certain Medicaid managed care plans; amending s. 627.42392, F.S.; revising and providing definitions; revising criteria for prior authorization forms; requiring health insurers and pharmacy benefits managers on behalf of health insurers to provide certain information relating to prior authorization in a specified manner; prohibiting such insurers and pharmacy benefits managers from implementing or making changes to requirements or restrictions to obtain prior authorization, except under certain circumstances; providing applicability; requiring such insurers and pharmacy benefits managers to authorize or deny prior authorization requests and provide certain notices within specified timeframes; creating s. 627.42393, F.S.; providing definitions; requiring health insurers to publish on their websites and provide in writing to insureds a specified procedure to obtain protocol exceptions; specifying timeframes in which health insurers must authorize or deny protocol exception requests and respond to an appeal to a health insurer's authorization or denial of a request; requiring authorizations or denials to specify certain information; providing circumstances in which health insurers must grant a protocol exception request; authorizing health insurers to request documentation in support of a protocol exception request; providing

Amendment 1 (449058), as amended, was adopted.

Pursuant to Rule 4.19, **HB 7117**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 328—A bill to be entitled An act relating to the regulation of nursing; amending s. 464.012, F.S.; removing an obsolete qualification no longer sufficient to satisfy certain nursing certification requirements; amending s. 464.019, F.S.; authorizing the Board of Nursing to conduct certain on-site evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specific preparatory course; clarifying circumstances when programs in probationary status must be terminated; providing that accredited and nonaccredited nursing education programs must disclose probationary status; requiring notification of probationary status to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time; providing that a name change or the creation of a new educational institution does not reduce the waiting period for reapplication; authorizing the board to adopt certain rules; removing requirements that the Office of Program Policy Analysis and Government Accountability perform certain tasks; requiring the Florida Center for Nursing to make an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and the Legislature; requiring the termination of a program under certain circumstances; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 328**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 543** was withdrawn from the Committees on Health Policy; and Rules.

On motion by Senator Grimsley, the rules were waived and—

CS for CS for HB 543—A bill to be entitled An act relating to the regulation of health care practitioners; amending s. 381.0041, F.S.; requiring an institution or a physician responsible for transplanting an organ or allograft to provide a specified warning to the recipient; providing an exception; defining the term "allograft"; amending s. 384.4018, F.S.; requiring the Department of Health to follow federal requirements, and authorizing the department to adopt rules, in the implementation of a specified program; amending s. 395.3025, F.S.; authorizing the disclosure of certain patient records to the department, rather than the Agency for Health Care Administration; requiring the department, rather than the agency, to make certain patient records available under certain circumstances; amending s. 456.013, F.S.; re-

quiring examination applications for health care practitioner licensure to include the applicant's date of birth; removing provisions relating to the size and format of such licenses; prohibiting regulatory boards or the department from issuing or renewing such licenses under certain conditions; amending s. 456.025, F.S.; authorizing regulatory boards or the department to adopt rules that waive certain fees under certain conditions; amending s. 456.0635, F.S.; revising grounds for refusing to issue or renew a license, certificate, or registration in a health care profession; providing applicability; amending s. 456.065, F.S.; authorizing a transfer from a profession's operating fund to cover a deficit in the unlicensed activity category; amending ss. 458.3265 and 459.0137, F.S.; exempting certain pain-management clinics from paying registration fees and from complying with certain requirements and rules; amending s. 458.348, F.S.; repealing a provision that requires a joint committee to determine standards for the content of advanced registered nurse practitioner protocols; conforming a cross-reference; amending s. 464.012, F.S.; removing an obsolete qualification to satisfy certification requirements for an advanced registered nurse practitioner; requiring an advanced registered nurse practitioner's supervisory protocol to be maintained at a specified location; removing the requirement that the supervisory protocol be filed with the Board of Nursing; removing the requirement that the board refer licensees who submit noncompliant supervisory protocols to the department; amending s. 464.013, F.S.; requiring certain continuing education courses to be approved by the Board of Nursing; removing a requirement that certain continuing education courses be offered by specified entities; amending s. 464.019, F.S.; authorizing the board to conduct certain onsite evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specified preparatory course; clarifying circumstances in which programs in probationary status must be terminated; providing that accredited and nonaccredited programs must disclose probationary status; requiring such notification to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time period; authorizing the board to adopt certain rules; removing requirements that the Office of Program Policy Analysis and Government Accountability (OPPAGA) perform certain tasks and duties; requiring the Florida Center for Nursing to complete an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and Legislature; requiring the termination of a program under certain circumstances; creating s. 465.0195, F.S.; requiring a pharmacy or outsourcing facility to obtain a permit before engaging in specified activities relating to compound sterile products; providing requirements for the permit application and for the employment of certain individuals; authorizing the Board of Pharmacy to adopt by rule standards of practice for sterile compounding; requiring the board to consider certain standards and regulations in adopting such rules; providing applicability; amending 465.027, F.S.; exempting certain third-party logistics providers from regulation under chapter 465, F.S.; creating s. 465.1893, F.S.; authorizing a pharmacist to administer specified medication by injection under certain circumstances; requiring a pharmacist who administers such injections to complete a specified course; providing requirements for the course; amending s. 468.80, F.S.; requiring completion of a specified course for orthotics, prosthetics, and pedorthics licensure and licensure renewal; providing course requirements; amending s. 468.803, F.S.; revising registration requirements for orthotics and prosthetics; authorizing persons to hold a single registration in both fields; authorizing the department to develop and administer a prosthetist-orthotist license; providing requirements for a prosthetics-orthotics examination and licensure; amending 480.041, F.S.; requiring the department, rather than the Board of Massage Therapy, to deny the renewal of a massage therapist license under certain circumstances; amending s. 486.102, F.S.; providing requirements for certain physical therapist assistant licensure applicants; amending s. 491.005, F.S.; revising the amount of clinical experience required for a license to provide marriage and family therapy; revising the examination used for mental health counselor licensure; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling, rather than the department, to deny licensure to or impose penalties against specified applicants or licensees under certain circumstances; authorizing the department, rather than the board, to deny licensure to or impose penalties against a certified master social worker, rather than psychologist, applicants or licensees under certain circumstances; providing effective dates.

—a companion measure, was substituted for **CS for SB 328** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Grimsley moved the following amendment which was adopted:

Amendment 1 (323602) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (3) through (6) of section 458.348, Florida Statutes, are redesignated as subsections (4) through (7), respectively, present subsection (2) and paragraph (e) of present subsection (4) of that section are amended, to read:

458.348 Formal supervisory relationships, standing orders, and established protocols; notice; standards.—

~~(2) ESTABLISHMENT OF STANDARDS BY JOINT COMMITTEE. The joint committee shall determine minimum standards for the content of established protocols pursuant to which an advanced registered nurse practitioner may perform medical acts or acts set forth in s. 464.012(3) and (4) and shall determine minimum standards for supervision of such acts by the physician, unless the joint committee determines that any act set forth in s. 464.012(3) or (4) is not a medical act. Such standards shall be based on risk to the patient and acceptable standards of medical care and shall take into account the special problems of medically underserved areas. The standards developed by the joint committee shall be adopted as rules by the Board of Nursing and the Board of Medicine for purposes of carrying out their responsibilities pursuant to part I of chapter 464 and this chapter, respectively, but neither board shall have disciplinary powers over the licensees of the other board.~~

~~(3)(4) SUPERVISORY RELATIONSHIPS IN MEDICAL OFFICE SETTINGS.—A physician who supervises an advanced registered nurse practitioner or physician assistant at a medical office other than the physician's primary practice location, where the advanced registered nurse practitioner or physician assistant is not under the onsite supervision of a supervising physician, must comply with the standards set forth in this subsection. For the purpose of this subsection, a physician's "primary practice location" means the address reflected on the physician's profile published pursuant to s. 456.041.~~

(e) This subsection does not apply to health care services provided in facilities licensed under chapter 395 or in conjunction with a college of medicine, a college of nursing, an accredited graduate medical program, or a nursing education program; not-for-profit, family-planning clinics that are not licensed pursuant to chapter 390; rural and federally qualified health centers; health care services provided in a nursing home licensed under part II of chapter 400, an assisted living facility licensed under part I of chapter 429, a continuing care facility licensed under chapter 651, or a retirement community consisting of independent living units and a licensed nursing home or assisted living facility; anesthesia services provided in accordance with law; health care services provided in a designated rural health clinic; health care services provided to persons enrolled in a program designed to maintain elderly persons and persons with disabilities in a home or community-based setting; university primary care student health centers; school health clinics; or health care services provided in federal, state, or local government facilities. Subsection (2) ~~(3)~~ and this subsection do not apply to offices at which the exclusive service being performed is laser hair removal by an advanced registered nurse practitioner or physician assistant.

Section 2. Subsections (1) and (3) of section 464.012, Florida Statutes, are amended to read:

464.012 Certification of advanced registered nurse practitioners; fees; controlled substance prescribing.—

(1) Any nurse desiring to be certified as an advanced registered nurse practitioner shall apply to the department and submit proof that he or she holds a current license to practice professional nursing and that he or she meets one or more of the following requirements as determined by the board:

~~(a) Satisfactory completion of a formal postbasic educational program of at least one academic year, the primary purpose of which is to prepare nurses for advanced or specialized practice.~~

(a)(b) Certification by an appropriate specialty board. Such certification shall be required for initial state certification and any recertification as a registered nurse anesthetist, psychiatric nurse, or nurse midwife. The board may by rule provide for provisional state certification of graduate nurse anesthetists, psychiatric nurses, and nurse midwives for a period of time determined to be appropriate for preparing for and passing the national certification examination.

(b)(e) Graduation from a program leading to a master's degree in a nursing clinical specialty area with preparation in specialized practitioner skills. For applicants graduating on or after October 1, 1998, graduation from a master's degree program shall be required for initial certification as a nurse practitioner under paragraph (4)(c). For applicants graduating on or after October 1, 2001, graduation from a master's degree program shall be required for initial certification as a registered nurse anesthetist under paragraph (4)(a).

(3) An advanced registered nurse practitioner shall perform those functions authorized in this section within the framework of an established protocol *which must be maintained on site at the location or locations at which an advanced registered nurse practitioner practices. In the case of multiple supervising physicians in the same group, an advanced registered nurse practitioner must enter into a supervisory protocol with at least one physician within the physician group practice that is filed with the board upon biennial license renewal and within 30 days after entering into a supervisory relationship with a physician or changes to the protocol. The board shall review the protocol to ensure compliance with applicable regulatory standards for protocols. The board shall refer to the department licensees submitting protocols that are not compliant with the regulatory standards for protocols.* A practitioner currently licensed under chapter 458, chapter 459, or chapter 466 shall maintain supervision for directing the specific course of medical treatment. Within the established framework, an advanced registered nurse practitioner may:

(a) Prescribe, dispense, administer, or order any drug; however, an advanced registered nurse practitioner may prescribe or dispense a controlled substance as defined in s. 893.03 only if the advanced registered nurse practitioner has graduated from a program leading to a master's or doctoral degree in a clinical nursing specialty area with training in specialized practitioner skills.

(b) Initiate appropriate therapies for certain conditions.

(c) Perform additional functions as may be determined by rule in accordance with s. 464.003(2).

(d) Order diagnostic tests and physical and occupational therapy.

(e) Order any medication for administration to a patient in a facility licensed under chapter 395 or part II of chapter 400, notwithstanding any provisions in chapter 465 or chapter 893.

Section 3. Effective December 31, 2018, or upon enactment of the Nurse Licensure Compact into law by 26 states, whichever occurs first, subsection (1) of section 464.012, Florida Statutes, as amended by section 8 of chapter 2016-139, section 12 of chapter 2016-224, and section 7 of chapter 2016-231, Laws of Florida, is amended to read:

464.012 Certification of advanced registered nurse practitioners; fees; controlled substance prescribing.—

(1) Any nurse desiring to be certified as an advanced registered nurse practitioner shall apply to the department and submit proof that he or she holds a current license to practice professional nursing or holds an active multistate license to practice professional nursing pursuant to s. 464.0095 and that he or she meets one or more of the following requirements as determined by the board:

~~(a) Satisfactory completion of a formal postbasic educational program of at least one academic year, the primary purpose of which is to prepare nurses for advanced or specialized practice.~~

(a)(b) Certification by an appropriate specialty board. Such certification shall be required for initial state certification and any re-

certification as a registered nurse anesthetist, psychiatric nurse, or nurse midwife. The board may by rule provide for provisional state certification of graduate nurse anesthetists, psychiatric nurses, and nurse midwives for a period of time determined to be appropriate for preparing for and passing the national certification examination.

(b)(e) Graduation from a program leading to a master's degree in a nursing clinical specialty area with preparation in specialized practitioner skills. For applicants graduating on or after October 1, 1998, graduation from a master's degree program shall be required for initial certification as a nurse practitioner under paragraph (4)(c). For applicants graduating on or after October 1, 2001, graduation from a master's degree program shall be required for initial certification as a registered nurse anesthetist under paragraph (4)(a).

Section 4. Paragraph (b) of subsection (2), subsection (5), subsection (8), paragraph (a) of subsection (9), and subsection (10) of section 464.019, Florida Statutes, are amended, paragraph (d) is added to subsection (7) of that section, and paragraph (e) is added to subsection (11) of that section, to read:

464.019 Approval of nursing education programs.—

(2) PROGRAM APPROVAL.—

(b) *Following the department's receipt of a complete program application, the board may conduct an onsite evaluation if necessary to document the applicant's compliance with subsection (1).* Within 90 days after the department's receipt of a complete program application, the board shall:

1. Approve the application if it documents compliance with subsection (1); or

2. Provide the educational institution with a notice of intent to deny the application if it does not document compliance with subsection (1). The notice must specify written reasons for the board's denial of the application. The board may not deny a program application because of an educational institution's failure to correct an error or omission that the department failed to provide notice of to the institution within the 30-day notice period under paragraph (a). The educational institution may request a hearing on the notice of intent to deny the program application pursuant to chapter 120.

(5) ACCOUNTABILITY.—

(a)1. An approved program must achieve a graduate passage rate for first-time test takers ~~which who take the licensure examination within 6 months after graduation from the program that is not more than 10 percentage points lower than the average passage rate during the same calendar year for graduates of comparable degree programs who are United States educated, first-time test takers on the National Council of State Boards of Nursing Licensure Examination, as calculated by the contract testing service of the National Council of State Boards of Nursing. An approved program shall require a graduate from the program who does not take the licensure examination within 6 months after graduation to enroll in and successfully complete a licensure examination preparatory course pursuant to s. 464.008.~~ For purposes of this subparagraph, an approved program is comparable to all degree programs of the same program type from among the following program types:

a. Professional nursing education programs that terminate in a bachelor's degree.

b. Professional nursing education programs that terminate in an associate degree.

c. Professional nursing education programs that terminate in a diploma.

d. Practical nursing education programs.

2. Beginning with graduate passage rates for calendar year 2010, if an approved program's graduate passage rates do not equal or exceed the required passage rates for 2 consecutive calendar years, the board shall place the program on probationary status pursuant to chapter 120 and the program director shall appear before the board to present a plan for remediation, which shall include specific benchmarks to identify

progress toward a graduate passage rate goal. The program must remain on probationary status until it achieves a graduate passage rate that equals or exceeds the required passage rate for any 1 calendar year. The board shall deny a program application for a new prelicensure nursing education program submitted by an educational institution if the institution has an existing program that is already on probationary status.

3. Upon the program's achievement of a graduate passage rate that equals or exceeds the required passage rate, the board, at its next regularly scheduled meeting following release of the program's graduate passage rate by the National Council of State Boards of Nursing, shall remove the program's probationary status. If the program, during the 2 calendar years following its placement on probationary status, does not achieve the required passage rate for any 1 calendar year, the board shall terminate the program pursuant to chapter 120. However, the board may extend the program's probationary status for 1 additional year, provided if the program has demonstrated adequate progress toward the graduate passage rate goal by meeting a majority of the benchmarks established in the remediation plan. If the program is not granted the 1-year extension or fails to achieve the required passage rate by the end of such extension, the board shall terminate the program pursuant to chapter 120.

(b) If an approved program fails to submit the annual report required in subsection (3), the board shall notify the program director and president or chief executive officer of the educational institution in writing within 15 days after the due date of the annual report. The program director shall appear before the board at the board's next regularly scheduled meeting to explain the reason for the delay. The board shall terminate the program pursuant to chapter 120 if the program director fails to appear before the board, as required under this paragraph, or if the program does not submit the annual report within 6 months after the due date.

(c) A nursing education program, whether accredited or nonaccredited, which has been placed on probationary status shall disclose its probationary status in writing to the program's students and applicants. The notification must include an explanation of the implications of the program's probationary status on the students or applicants.

(d) If students from a program that is terminated pursuant to this subsection transfer to an approved or an accredited program under the direction of the Commission for Independent Education, the board shall recalculate the passage rates of the programs receiving the transferring students, excluding the test scores of those students transferring more than 12 credits.

(7) PROGRAM CLOSURE.—

(d) A program that is terminated or closed under this section may not seek program approval under its original name or a new program name for a minimum of 3 years after the date of termination or closing. An institutional name change or the creation of a new educational institution with the same ownership does not reduce the waiting period for reapplication.

(8) RULEMAKING.—The board does not have rulemaking authority to administer this section, except that the board shall adopt rules that prescribe the format for submitting program applications under subsection (1) and annual reports under subsection (3), and to administer the documentation of the accreditation of nursing education programs under subsection (11). The board may adopt rules relating to the nursing curriculum, including rules relating to the uses and limitations of simulation technology. The board may not impose any condition or requirement on an educational institution submitting a program application, an approved program, or an accredited program, except as expressly provided in this section.

(9) APPLICABILITY TO ACCREDITED PROGRAMS.—

(a) Subsections (1)-(3), paragraph (4)(b), and paragraph (5)(b) subsection (5) do not apply to an accredited program.

(10) IMPLEMENTATION STUDY.—The Florida Center for Nursing and the education policy area of the Office of Program Policy Analysis and Government Accountability shall study the administra-

tion of this section and submit reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives annually by January 30, through January 30, 2020. The annual reports shall address the previous academic year; provide data on the measures specified in paragraphs (a) and (b), as such data becomes available; and include an evaluation of such data for purposes of determining whether this section is increasing the availability of nursing education programs and the production of quality nurses. The department and each approved program or accredited program shall comply with requests for data from the Florida Center for Nursing and the education policy area of the Office of Program Policy Analysis and Government Accountability.

(a) The Florida Center for Nursing and the education policy area of the Office of Program Policy Analysis and Government Accountability shall evaluate program-specific data for each approved program and accredited program conducted in the state, including, but not limited to:

1. The number of programs and student slots available.
2. The number of student applications submitted, the number of qualified applicants, and the number of students accepted.
3. The number of program graduates.
4. Program retention rates of students tracked from program entry to graduation.
5. Graduate passage rates on the National Council of State Boards of Nursing Licensing Examination.
6. The number of graduates who become employed as practical or professional nurses in the state.

(b) The Florida Center for Nursing shall evaluate the board's implementation of the:

1. Program application approval process, including, but not limited to, the number of program applications submitted under subsection (1); the number of program applications approved and denied by the board under subsection (2); the number of denials of program applications reviewed under chapter 120; and a description of the outcomes of those reviews.
2. Accountability processes, including, but not limited to, the number of programs on probationary status, the number of approved programs for which the program director is required to appear before the board under subsection (5), the number of approved programs terminated by the board, the number of terminations reviewed under chapter 120, and a description of the outcomes of those reviews.

(c) The Florida Center for Nursing shall complete an annual assessment of compliance by programs with the accreditation requirements of subsection (11), include in the assessment a determination of the accreditation process status for each program, and submit the assessment as part of the reports required. For any state fiscal year in which the Florida Center for Nursing does not receive legislative appropriations, the education policy area of the Office of Program Policy Analysis and Government Accountability shall perform the duties assigned by this subsection to the Florida Center for Nursing.

(11) ACCREDITATION REQUIRED.—

(e) A nursing education program that fails to meet the accreditation requirements shall be terminated and is ineligible for reapproval under its original name or a new program name for a minimum of 3 years after the date of termination. An institutional name change or the creation of a new educational institution with the same ownership does not reduce the waiting period for reapplication.

Section 5. Section 465.1893, Florida Statutes, is created to read:

465.1893 Administration of antipsychotic medication by injection.—

(1)(a) A pharmacist, at the direction of a physician licensed under chapter 458 or chapter 459, may administer a long-acting antipsychotic medication approved by the United States Food and Drug Administration by injection to a patient if the pharmacist:

1. Is authorized by and acting within the framework of an established protocol with the prescribing physician.

2. Practices at a facility that accommodates privacy for nondeltooid injections and conforms with state rules and regulations regarding the appropriate and safe disposal of medication and medical waste.

3. Has completed the course required under subsection (2).

(b) A separate prescription from a physician is required for each injection administered by a pharmacist under this subsection.

(2)(a) A pharmacist seeking to administer a long-acting antipsychotic medication by injection must complete an 8-hour continuing education course offered by:

1. A statewide professional association of physicians in this state accredited to provide educational activities designated for the American Medical Association Physician's Recognition Award (AMA PRA) Category 1 Credit or the American Osteopathic Association (AOA) Category 1-A continuing medical education (CME) credit; and

2. A statewide association of pharmacists.

(b) The course may be offered in a distance learning format and must be included in the 30 hours of continuing professional pharmaceutical education required under s. 465.009(1). The course shall have a curriculum of instruction that concerns the safe and effective administration of behavioral health and antipsychotic medications by injection, including, but not limited to, potential allergic reactions to such medications.

Section 6. Subsection (5) of section 468.80, Florida Statutes, is amended to read:

468.80 Definitions.—As used in this part, the term:

(5) "Mandatory courses" means continuing education courses that the board has defined by rule and required for license issuance or renewal. *Notwithstanding s. 466.013(7), the board shall require completion of a 1-hour course relating to the prevention of medical errors as a part of the licensure issuance and biennial renewal process. The 1-hour medical errors course counts toward the total number of continuing education hours required. The course must be approved by the board, be developed specifically for the field of orthotics and prosthetics, and include a study of root-cause analysis, error reduction and prevention, patient safety, and medical records.*

Section 7. Paragraphs (b) and (c) of subsection (3) of section 486.102, Florida Statutes, are amended, and paragraph (d) is added to that subsection, to read:

486.102 Physical therapist assistant; licensing requirements.—To be eligible for licensing by the board as a physical therapist assistant, an applicant must:

(3)

(b) Have been graduated from a school giving a course for physical therapist assistants in a foreign country and have educational credentials deemed equivalent to those required for the educational preparation of physical therapist assistants in this country, as recognized by the appropriate agency as identified by the board, and passed to the satisfaction of the board an examination to determine her or his fitness for practice as a physical therapist assistant as hereinafter provided; ~~or~~

(c) Be entitled to licensure without examination as provided in s. 486.107; or

(d) *Have been enrolled between July 1, 2014, and July 1, 2016, in a physical therapist assistant school in this state which was accredited at the time of enrollment; and*

1. *Have been graduated or be eligible to graduate from such school no later than July 1, 2018; and*

2. *Have passed to the satisfaction of the board an examination to determine his or her fitness for practice as a physical therapist assistant as provided in s. 486.104.*

Section 8. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the regulation of health care practitioners; amending s. 458.348, F.S.; removing a provision that requires a joint committee to determine standards for the content of advanced registered nurse practitioner protocols; conforming a cross-reference; amending s. 464.012, F.S.; removing an obsolete qualification that is no longer sufficient to satisfy certain nursing certification requirements; requiring that an established protocol be maintained at certain locations; requiring an advanced registered nurse practitioner to enter into a supervisory protocol with a physician under certain circumstances; removing the requirement that the Board of Nursing review protocols and submit uncompliant protocols to the Department of Health; amending s. 464.019, F.S.; authorizing the board to conduct certain onsite evaluations; removing a limiting criterion from the requirement to measure graduate passage rates; removing a requirement that certain nursing program graduates complete a specific preparatory course; clarifying circumstances when programs in probationary status must be terminated; requiring that accredited and nonaccredited nursing education programs disclose probationary status; requiring notification of probationary status to include certain information; prohibiting a terminated or closed program from seeking program approval for a certain time; providing that a name change or the creation of a new educational institution does not reduce the waiting period for reapplication; authorizing the board to adopt certain rules; removing requirements that the Office of Program Policy Analysis and Government Accountability perform certain tasks; requiring the Florida Center for Nursing to evaluate program-specific data for each approved nursing program and make an annual assessment of compliance by nursing programs with certain accreditation requirements; requiring the center to include its assessment in a report to the Governor and the Legislature; requiring the termination of a program under certain circumstances; creating s. 465.1893, F.S.; authorizing a pharmacist to administer specified medication by injection under certain circumstances; requiring a pharmacist who administers such injections to complete a specified course; providing requirements for the course; amending s. 468.80, F.S.; requiring completion of a specified course in orthotics and prosthetics for licensure and licensure renewal; providing course requirements; amending s. 486.102, F.S.; providing requirements for certain physical therapist assistant licensure applicants; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for HB 543**, as amended, was placed on the calendar of Bills on Third Reading.

MOTIONS

THE PRESIDENT PRESIDING

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, May 4, 2017.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Benacquisto, by two-thirds vote, **SB 12** was withdrawn from the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations; **SB 1302** was withdrawn from the Committees on Appropriations; and Rules; and **CS for CS for SB 454**, **CS for SB 1046**, and **SB 1160** were withdrawn from the Committee on Rules.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special

Order Calendar for Wednesday, May 3, 2017: CS for SB 1626, CS for SB 7020, CS for SB 328, CS for SB 714, CS for SB 794, CS for SB 814, CS for CS for SB 902, CS for CS for SB 922, CS for SB 916, CS for CS for SB 926, SB 1470, SB 1564, SB 1222, CS for SB 1206, CS for CS for SB 1468, CS for SB 1144, CS for CS for SB 1104, CS for CS for CS for SB 1044, CS for SB 14, CS for SB 28, CS for SB 40, CS for CS for SB 110, CS for CS for SB 188, CS for CS for SB 406, CS for CS for SB 726, SB 1228, CS for SB 1678, CS for SB 1844, CS for SB 476, CS for CS for SB 832, CS for CS for SB 1314, CS for CS for SB 1562.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends the following pass: CS for CS for HB 23 with 1 amendment

The bill was placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 1312; CS for CS for SB 1372

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 784; CS for SB 1118; CS for SB 1362; SB 7030

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Transportation; and Senators Gainer and Rouson—

CS for CS for SB 784—A bill to be entitled An act relating to motor vehicles; amending s. 316.003, F.S.; defining the term “autocycle”; redefining the term “motorcycle”; conforming a cross-reference; amending s. 316.193, F.S.; authorizing a court to order placement of an ignition interlock device as a condition of probation, subject to certain requirements; authorizing the court to withhold adjudication if a person convicted of a certain offense voluntarily places, or if the court orders placement of, an ignition interlock device, under certain circumstances; providing that failure of the person to comply with the full terms of the order requiring placement of an ignition interlock device may result in the court ordering an adjudication of guilt; defining the term “conviction”; amending s. 316.1937, F.S.; requiring a court that imposes the use of an ignition interlock device to provide certain discounts on the monthly leasing fee for the device, if the person documents that he or she meets certain income requirements; waiving costs associated with installation and removal of the device in certain circumstances; amending ss. 316.2397 and 316.2398, F.S.; prohibiting vehicles or equipment from showing or displaying red and white lights while being driven or moved; authorizing firefighters to use or display red and white lights under certain circumstances; authorizing active volunteer firefighters to display red and white warning signals under certain circumstances; amending s. 316.302, F.S.; revising provisions relating to federal regulations to which owners and drivers of commercial motor vehicles are subject; delaying the requirement for electronic logging devices for intrastate motor carriers; terminating the maximum amount of a civil penalty for falsification of information on certain time records; deleting the requirement that a motor carrier maintain documentation of a driver’s driving times throughout a duty period if the driver is not released from duty within a specified period; providing an exemption from specified rules and regulations for a person who operates a commercial motor vehicle with a declared gross vehicle weight, gross vehicle weight rating, and gross combined weight rating of less than a specified amount under certain circumstances; amending s. 316.3025, F.S.; conforming provisions to changes made by the act; amending s. 316.614,

F.S.; redefining the term “motor vehicle”; prohibiting a person from operating an autocycle unless certain safety belt or child restraint device requirements are met; amending s. 316.85, F.S.; authorizing a person who possesses a valid driver license to engage autonomous technology to operate an autonomous vehicle under a specified circumstance; authorizing a person who does not possess a valid driver license to engage autonomous technology to operate an autonomous vehicle in autonomous mode under certain circumstances; creating s. 316.851, F.S.; requiring an autonomous vehicle used by a transportation network company to be covered by automobile insurance, subject to certain requirements; requiring an autonomous vehicle used to provide a transportation service to carry in the vehicle proof of coverage satisfying certain requirements at all times while operating in autonomous mode; amending s. 318.1215, F.S.; authorizing a board of county commissioners to require, by ordinance, that the clerk of the court collect an additional specified fee with each criminal, rather than each civil, traffic penalty; amending s. 318.18, F.S.; changing the term “construction zone” to “work zone” as it relates to enhanced penalties for unlawful speed; amending s. 320.01, F.S.; redefining the terms “apportionable vehicle” and “motorcycle”; amending s. 320.02, F.S.; requiring an application form for motor vehicle registration to include language authorizing a voluntary contribution to be distributed to Preserve Vision Florida, rather than to Prevent Blindness Florida; amending s. 320.03, F.S.; requiring tax collectors to provide motor vehicle registration services to residents of other counties; providing that jurisdiction over the electronic filing system for use by authorized electronic filing system agents to process title transactions, derelict motor vehicle certificates, and certificates of destruction for derelict and salvage motor vehicles is preempted to the state; authorizing an entity that, in the normal course of its business, processes title transactions, derelict motor vehicle certificates, or certificates of destruction for derelict or salvage motor vehicles to be an authorized electronic filing system agent; authorizing the department to adopt rules to administer specified provisions; amending s. 320.06, F.S.; providing for future repeal of issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration; providing requirements, beginning on a specified date, for license plates, cab cards, and validation stickers for vehicles registered in accordance with the International Registration Plan; authorizing a worn or damaged license plate to be replaced at no charge under certain circumstances; providing an exception to the design of dealer license plates for specialty license plates; amending s. 320.0605, F.S.; authorizing presentation of electronic documentation of certain information to a law enforcement officer or agent of the department; providing construction; providing liability; revising information required in such documentation; amending s. 320.0607, F.S.; providing an exemption, beginning on a specified date, of a certain fee for vehicles registered under the International Registration Plan; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates for specialty license plates; authorizing fleet companies to purchase specialty license plates in lieu of the standard fleet license plates for additional specified fees; requiring fleet companies to be responsible for all costs associated with the specialty license plate; amending s. 320.08, F.S.; requiring a truck tractor used within this state to be eligible for a license plate for a specified fee under certain circumstances; requiring a truck tractor or heavy truck, not operated as a for-hire vehicle, which is engaged exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products within this state to be eligible for a restricted license for a certain fee; authorizing dealers to purchase specialty license plates in lieu of the standard graphic dealer license plates for additional specified fees; requiring dealers to be responsible for all costs associated with the specialty license plate; conforming cross-references; amending s. 320.08056, F.S.; allowing the department to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates to be used on dealer and fleet vehicles with the permission of the sponsoring specialty license plate organization; requiring a dealer or fleet specialty license plate to include specified letters on the right side of the license plate; requiring dealer and fleet specialty license plates to be ordered directly through the department; deleting the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates; establishing an annual use fee for certain specialty license plates; conforming cross-references; amending s. 320.08058, F.S.; deleting the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates; revising the distribution of proceeds for the Fallen Law Enforcement Officers License Plate; requiring the Department of Highway Safety and Motor Vehicles to develop certain specialty

license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08068, F.S.; requiring The Able Trust to distribute a specified percentage of annual use fees from motorcycle specialty license plates to Preserve Vision Florida, rather than to Prevent Blindness Florida; amending s. 320.086, F.S.; providing that, for purposes of this section, a trailer is considered a motor vehicle; creating s. 320.0875, F.S.; providing for a motorcycle special 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; making technical changes; amending s. 320.133, F.S.; defining the term “transporter license plate eligible business”; providing that a person is not eligible to purchase or renew a transporter license plate unless he or she provides certain proof that his or her business is a transporter license plate eligible business; providing application and insurance requirements for qualification as a transporter license plate eligible business; authorizing the department to issue a transporter license plate to an applicant who is not a licensed dealer and is qualified as a transporter license plate eligible business, under certain circumstances; providing that a transporter license plate is valid only for use on an unregistered motor vehicle in the possession of the transporter, subject to certain requirements; providing a criminal penalty for a person who sells or unlawfully possesses, distributes, or brokers a transporter license plate to be attached to any vehicle; providing that transporter license plates are subject to cancellation by the department; providing a criminal penalty and disqualification from transporter license plate usage for a person who knowingly and willfully sells or unlawfully possesses, distributes, or brokers a transporter license plate to avoid registering a vehicle requiring registration, subject to certain requirements; providing recordkeeping requirements for a transporter license plate eligible business; providing a criminal penalty, cancellation of transporter license plates, and disqualification from future issuance of the plates for a violation of such recordkeeping requirements; requiring a transporter license plate issued under this section to be accompanied by registration and proof of insurance when attached to a motor vehicle; providing a criminal penalty and removal of the license plate for a person who fails to provide such documentation; providing an exemption to persons who contract with dealers and auctions to transport motor vehicles; conforming provisions to changes made by the act; providing that an initial registration or renewal issued under this section is valid for a specified period; requiring a license plate attached to a motor vehicle in violation of specified provisions to be removed by a law enforcement officer and surrendered to the department by the law enforcement agency for cancellation; amending s. 320.27, F.S.; revising the definitions of “motor vehicle dealer” and “motor vehicle broker”; requiring any person acting in violation of specified licensing requirements to be deemed to have committed an unfair and deceptive trade practice in violation of specified provisions; making technical changes; amending s. 321.25, F.S.; providing for reimbursement to the department of tuition and other course expenses for certain training under certain circumstances; defining the term “other course expenses”; authorizing the department to institute a civil action under certain circumstances; authorizing the department to waive a person’s requirement of reimbursement when the person terminates employment due to hardship or extenuating circumstances; amending s. 322.01, F.S.; conforming provisions to changes made by the act; amending s. 322.03, F.S.; authorizing a person to operate an autocycle without a motorcycle endorsement; amending s. 322.032, F.S.; requiring the department, in collaboration with the Agency for State Technology, to establish and implement certain protocols and standards related to digital proofs of driver licenses and to procure an application programming interface for a specified purpose; conforming a provision to changes made by the act; providing construction relating to a person’s presentation of an electronic device displaying a digital proof of driver license to a law enforcement officer; amending s. 322.051, F.S.; revising eligibility for a “D” designation on an identification card to include posttraumatic stress disorder or traumatic brain injury; amending s. 322.08, F.S.; requiring an application form for an original, renewal, or replacement driver license or identification card to include language authorizing a voluntary contribution to Preserve Vision Florida, rather than to Prevent Blindness Florida; amending s. 322.091, F.S.; requiring the department to make available, upon request, a report to each school district of certain information for each student whose driving privileges have been suspended under this section; amending s. 322.12, F.S.; requiring the tax collector to retain specified fees if a subsequent knowledge or skills test is administered by the tax collector; exempting the operation of an autocycle from certain examination requirements for licenses to operate

motorcycles; amending s. 322.135, F.S.; requiring tax collectors to provide driver license services to residents of all counties; amending s. 322.17, F.S.; providing for replacement of a stolen identification card at no charge, subject to certain requirements; amending s. 322.21, F.S.; deleting obsolete provisions; deleting a fee for certain specialty driver licenses or identification cards; providing disposition of specified fees for reinstatement of a driver license following a suspension, revocation, or disqualification when the reinstatement is processed by the department or the tax collector; requiring an applicant who submits an application for a renewal or replacement driver license or identification card to the department using a convenience service to be provided with an option for expedited shipping, subject to certain requirements; requiring a fee to be charged for the expedited shipping option, subject to certain requirements; providing for disposition of such fee; amending s. 322.61, F.S.; adding violations for texting or using a handheld mobile telephone while driving a commercial motor vehicle as specified offenses that, in certain circumstances, result in disqualification from operating a commercial motor vehicle for a specified period; amending s. 324.031, F.S.; revising insurer requirements for a motor vehicle liability policy held by the owner or operator of a taxicab, limousine, jitney, or any other for-hire passenger transportation vehicle; revising certain excess insurance minimum limits for an operator or owner of any other vehicle proving his or her financial responsibility by furnishing a certain certificate of self-insurance showing a deposit of cash; amending s. 531.37, F.S.; revising the definition of the term “weights and measures”; amending s. 531.61, F.S.; deleting a provision exempting certain taximeters from specified permit requirements; amending s. 531.63, F.S.; deleting a provision prohibiting the annual permit fees for taximeters from exceeding \$50; amending s. 877.27, F.S.; prohibiting a person from using a device prohibited by the Federal Communications Commission which would cause interference with the legal use of a global positioning system to track vehicles; amending ss. 212.05, 316.303, 316.545, 316.613, and 655.960, F.S.; conforming cross-references; providing applicability of certain changes made by the act; providing effective dates, one of which is contingent.

By the Committees on Appropriations; and Transportation; and Senators Gainer and Rouson—

CS for CS for SB 1118—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; requiring the Department of Transportation to consist of a central office and districts, subject to certain requirements; providing that any secretary appointed after a specified date and the assistant secretaries are exempt from membership in the Senior Management Service System Class; requiring the secretary and assistant secretaries to receive compensation competitive with compensation for comparable responsibility in other public sector organizations; requiring that the salaries of the secretary and the assistant secretaries be established by the Florida Transportation Commission and determined by a certain market analysis, subject to certain requirements; providing minimum specified salaries for the secretary and assistant secretaries; providing that the district secretaries and the executive director of the turnpike enterprise are exempt from membership in the Senior Management Service System Class; requiring that the district secretaries and the executive director of the turnpike enterprise receive compensation commensurate with their qualifications and competitive with compensation for comparable responsibility in other public sector organizations and in the private sector; providing salary requirements for the district secretaries and the executive director of the turnpike enterprise; amending s. 212.055, F.S.; requiring certain enactments to specify the types of municipalities authorized to levy a discretionary sales surtax; authorizing certain municipalities to levy a certain discretionary sales surtax; providing requirements for the discretionary sales surtax; providing that the levy of the discretionary sales surtax does not prohibit the county in which the municipality is located from levying a certain discretionary sales surtax; authorizing the county within which the municipality is located to also levy a discretionary sales surtax, at the same level as the municipality, pursuant to a referendum of the voters of the county who reside outside the municipality; providing that the county discretionary sales surtax may be collected only outside the municipality limits; authorizing, alternatively, the municipality and county, by interlocal agreement, to levy such a discretionary sales surtax by referendum of all the voters of the county; requiring the proposal to adopt a discretionary sales surtax and to create a trust fund within the municipality accounts to be placed on the ballot in accordance with law at a time to be set at the discretion of

the governing body; providing that proceeds from the surtax shall be applied to specified uses in whatever combination the municipal governing body deems appropriate; conforming provisions to changes made by the act; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for grant program applicants; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for the program grants and a plan for promotion of the grant program; authorizing the Department of Transportation to contract with a third party that demonstrates certain knowledge and expertise for a specified purpose; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; providing for repeal; amending s. 316.545, F.S.; providing for the calculation of fines for unlawful weight and load for a vehicle fueled by natural gas; requiring the vehicle operator to present a certain written certification upon request by a weight inspector or law enforcement officer; prescribing a maximum actual gross vehicle weight for vehicles fueled by natural gas; providing applicability; creating s. 316.851, F.S.; requiring an autonomous vehicle used by a transportation network company to be covered by automobile insurance, subject to certain requirements; requiring an autonomous vehicle used to provide a transportation service to carry in the vehicle proof of coverage satisfying certain requirements at all times while operating in autonomous mode; creating s. 316.853, F.S.; defining the term “automated mobility district”; requiring the Department of Transportation to designate automated mobility districts; requiring the department to consider applicable criteria from federal agencies for automated mobility districts in determining eligibility of a community for the designation; amending s. 319.145, F.S.; requiring an autonomous vehicle registered in this state to be capable of bringing the vehicle to a full stop when an alert is given if the human operator does not, or is not able to, take control of the autonomous vehicle, or if a human operator is not physically present in the vehicle; amending s. 335.074, F.S.; requiring bridges on public transportation facilities to be inspected for certain purposes at regular intervals as required by the Federal Highway Administration; creating s. 335.094, F.S.; providing legislative intent; requiring the department to establish a process, including any forms deemed necessary by the department, for submitting applications for installation of a memorial marker; specifying persons who may submit such applications to the department; requiring the department to establish criteria for the design and fabrication of memorial markers; authorizing the department to install a certain sign at no charge to an applicant; providing that memorial markers may incorporate the available emblems of belief approved by the United States Department of Veterans Affairs National Cemetery Administration upon the request of the applicant and payment of a reasonable fee set by the department to offset production costs; defining the term “emblem of belief”; authorizing an applicant to request a new emblem of belief not specifically approved by the United States Department of Veterans Affairs National Cemetery Administration for inscription on a memorial marker, subject to certain requirements; requiring the department, under certain circumstances, to notify an applicant of any missing information and that no further action on the application will be taken until the missing information is provided; providing requirements for placement of the memorial marker by the department; requiring the department to remove a memorial marker if the department determines the presence of the marker creates a safety hazard, subject to certain requirements; amending s. 337.11, F.S.; increasing the allowable amount for contracts for construction and maintenance which the department may enter into, in certain circumstances, without advertising and receiving competitive bids; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce reasonable rules or regulations with reference to the placing and maintaining across, on, or within the right-of-way limits of any road or publicly owned rail corridors under their respective jurisdictions any voice or data communications services lines or wireless facilities; amending s. 338.227, F.S.; providing that certain bonds are not required to be validated but may be validated at the option of the Division of Bond Finance; providing filing, notice, and service requirements for complaints and circuit court orders concerning such validation; amending s. 215.82, F.S.; conforming a provision to changes made by the act; amending s. 338.2275, F.S.; authorizing the department to include the acquisition of the Garcon Point Bridge and related assets as a turnpike project in the department’s tentative work program, subject to certain requirements; authorizing the department to acquire the bridge

and outstanding Santa Rosa Bay Bridge Authority bonds upon approval of the acquisition through approval of the department’s tentative work program; authorizing the department to enter into necessary agreements to implement the acquisition and to specify the terms and conditions thereof; providing that the bridge becomes a part of the turnpike system upon its acquisition; approving the issuance of revenue bonds; requiring the acquisition price paid by the department to first be used to settle all claims of the holders of certain Santa Rosa Bay Bridge Authority Revenue Bonds; prohibiting a toll rate increase in connection with the acquisition of the bridge; prohibiting any increase in tolls for use of the bridge following its acquisition, except as required by law or to comply with bond covenants; prohibiting the department or the state from incurring any financial obligation for the acquisition in excess of certain gross revenues; providing that the acquisition price paid by the department may not exceed the present value of certain gross revenues; terminating a certain lease-purchase agreement between the Santa Rosa Bay Bridge Authority and the department upon the acquisition of the Garcon Point Bridge; repealing part IV of chapter 348, F.S., relating to the Santa Rosa Bay Bridge Authority, upon acquisition of the bridge; amending s. 339.135, F.S.; providing an additional exception related to the amendment of adopted work programs when an emergency exists; amending s. 339.2405, F.S.; replacing the Florida Highway Beautification Council within the department with the Florida Highway Beautification Grant Program; providing the purpose of the program; providing duties of the department; conforming provisions to changes made by the act; amending s. 343.52, F.S.; defining the term “department”; amending s. 343.53, F.S.; conforming a cross-reference; amending s. 343.54, F.S.; prohibiting the South Florida Regional Transportation Authority from entering into, extending, or renewing certain contracts or other agreements without the department’s prior review and written approval if such contracts or agreements may be funded with funds provided by the department; amending s. 343.58, F.S.; providing that certain funds provided to the authority by the department constitute state financial assistance for specified purposes, subject to certain requirements; requiring the department to provide certain funds in accordance with the terms of an agreement between the authority and the department; authorizing the department to advance the authority a certain amount of the total funding for a state fiscal year at the beginning of each state fiscal year, subject to certain requirements; requiring the authority to promptly provide the department any documentation or information, in addition to the proposed annual budget, which is required by the department for its evaluation of the proposed uses of state funds; amending s. 427.011, F.S.; revising the definition of the term “paratransit”; authorizing the Secretary of Transportation to enroll the State of Florida in federal pilot programs or projects for the collection and study of data for the review of federal or state roadway safety, infrastructure sustainability, congestion mitigation, transportation system efficiency, autonomous vehicle technology, or capacity challenges; providing legislative findings; providing for an alternate means to measure permitted sign height on interstate highways within Broward County; providing for the Department of Transportation to promulgate rules; providing effective dates, one of which is contingent.

By the Committees on Appropriations; and Community Affairs; and Senator Perry—

CS for CS for SB 1312—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; authorizing solar energy systems manufactured or sold in the state to be certified by professional engineers; amending s. 489.103, F.S.; revising an exemption from construction contracting regulation for certain public utilities; deleting responsibility of the Construction Industry Licensing Board to define the term “incidental to their business” for certain purposes; amending s. 553.721, F.S.; requiring the Department of Business and Professional Regulation to provide certain funds allocated to the University of Florida M. E. Rinker, Sr., School of Construction Management for specified purposes; providing an appropriation; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; re-

quiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; prohibiting the commission from adopting certain provisions into the Florida Building Code; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.79, F.S.; prohibiting certain counties and municipalities from adopting or enforcing certain building permits or other development order requirements; providing construction; providing for preemption of certain local laws and regulations; providing for retroactive applicability; providing an exemption; amending s. 553.791, F.S.; providing legislative intent; requiring local jurisdictions to reduce certain permit fees; amending s. 553.80, F.S.; prohibiting local enforcement agencies, independent districts, and special districts from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education to develop a plan for specified purposes; requiring the department to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring CareerSource Florida, Inc., to develop a plan for specified purposes; requiring CareerSource Florida, Inc., to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring the Florida Building Commission to amend specified provisions of the Florida Building Code related to door components; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Broxson and Stargel—

CS for CS for SB 1362—A bill to be entitled An act relating to K-12 education; amending s. 1002.33, F.S.; revising the charter school application process; revising the appeals process for a denied charter school application; requiring the use of the standard charter contract by specified entities; revising eligibility requirements for charter school students enrolled in blended learning courses; authorizing a charter school to be exempt from provisions relating to controlled open enrollment under certain circumstances; clarifying provisions relating to charter schools and tort liability; revising the purpose of charter school cooperatives; authorizing the use of unrestricted net assets and certain unrestricted surplus for specified charter schools; requiring such funds to be used in accordance with specified provisions; authorizing certain entities to share facilities with charter schools without additional approval; revising the administrative fees that a district may withhold from charter schools; requiring charter schools to complete and submit an annual survey; revising the public information disclosures of charter schools; deleting a requirement that the Department of Education compare certain data; revising eligibility criteria for designated local educational agency status; authorizing the governing board of a charter school system to be designated a local educational agency for certain schools; amending s. 1002.3305, F.S.; revising the definition for the term “eligible student” for purposes of the College-preparatory Boarding Academy Pilot Program; amending s. 1002.331, F.S.; conforming provisions to changes made by the act; authorizing a high-performing charter school to establish more than one charter school in any year under certain circumstances; amending s. 1002.332, F.S.; authorizing a high-performing charter school system to replicate its schools in any school district and providing application requirements therefor; amending s. 1003.498, F.S.; revising eligibility requirements for students enrolled in blended learning courses; amending s. 1007.35, F.S.; revising the name of an ACT assessment for specified purposes; amending s. 1008.34, F.S.; revising the student performance data to be included in school grades; amending s. 1008.341, F.S.; including concordant scores in the calculation of an alternative school’s school improvement rating; amending s. 1011.62, F.S.; revising eligibility criteria for postsecondary institutions to participate in the dual enrollment and early admission programs; amending s. 1011.69, F.S.; requiring school districts to provide specified funds directly to schools eligible to receive Title I funds; providing a definition; authorizing school districts to

withhold certain funds for specified purposes; authorizing eligible schools to use funds to participate in certain services; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Regulated Industries; and Senator Perry—

CS for CS for CS for SB 1372—A bill to be entitled An act relating to building-related contracting; amending s. 468.603, F.S.; revising definitions; amending s. 468.609, F.S.; revising eligibility requirements for the examination for certification as a building code inspector or plans examiner to include an internship certification program; removing an eligibility condition from provisions related to provisional certificates; requiring the Florida Building Code Administrators and Inspectors Board to establish rules; amending s. 468.617, F.S.; authorizing specified entities to contract for the provision of building code administrator and building official services; amending s. 553.791, F.S.; revising a definition; conforming cross-references, conforming provisions to changes made by the act; amending ss. 471.045 and 481.222, F.S.; conforming cross-references; amending s. 489.516, F.S.; specifying that provisions regulating certified electrical contractors and certified alarm system contractors do not prevent such contractors from acting as a prime contractor or from subcontracting work to other licensed contractors under certain circumstances; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; prohibiting the commission from adopting certain provisions into the Florida Building Code; conforming provisions to changes made by the act; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 7030—A bill to be entitled An act relating to benefits and salaries for public employees; creating s. 112.1816, F.S.; defining the term “firefighter”; establishing a presumption as to a firefighter’s condition or impairment of health caused by certain types of cancer that he or she contracts in the line of duty; specifying criteria a firefighter must meet to be entitled to the presumption; requiring an employing agency to provide a physical examination for a firefighter; specifying circumstances under which the presumption does not apply; providing for applicability; amending s. 121.053, F.S.; authorizing renewed membership in the Florida Retirement System for retirees who are reemployed in a position eligible for the Elected Officers’ Class under certain circumstances; amending s. 121.055, F.S.; providing for renewed membership in the retirement system for retirees of the Senior Management Service Optional Annuity Program who are reemployed on or after a specified date; closing the Senior Management Service Optional Annuity Program to new members after a specified date; amending s. 121.091, F.S.; revising criteria for eligibility of payment of death benefits to the surviving children of a Special Risk Class member killed in the line of duty under specified circumstances; conforming a provision to changes made by the act; amending s. 121.122, F.S.; requiring that certain retirees who are reemployed on or after a specified date be renewed members in the investment plan; providing exceptions; specifying that creditable service does not accrue for employment during a specified period; prohibiting certain funds from being paid into a renewed member’s investment plan account for a specified period of em-

ployment; requiring the renewed member to satisfy vesting requirements; prohibiting a renewed member from receiving specified disability benefits; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions to the renewed member's investment plan account; providing for the transfer of contributions; authorizing a renewed member to receive additional credit toward the health insurance subsidy under certain circumstances; prohibiting participation in the pension plan; providing that a retiree reemployed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program or State Community College System Optional Retirement Program is a renewed member of that program; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions; amending s. 121.4501, F.S.; revising definitions; revising a provision relating to acknowledgement of an employee's election to participate in the investment plan; enrolling certain employees in the pension plan from their date of hire until they are automatically enrolled in the investment plan or timely elect enrollment in the pension plan; providing an exception for employees who are in positions in the Special Risk Class; providing certain members with a specified timeframe within which they may choose participation in the pension plan or the investment plan; conforming provisions to changes made by the act; amending s. 121.591, F.S.; authorizing payment of death benefits to the surviving spouse or surviving children of a member in the investment plan; establishing qualifications and eligibility requirements for receipt of such benefits; prescribing the method of calculating the benefit; specifying circumstances under which benefit payments are terminated; amending s. 121.5912, F.S.; revising a provision regarding program qualification under the Internal Revenue Code and rulemaking authority, to conform to changes made by the act; amending s. 121.735, F.S.; revising allocations to fund line-of-duty death benefits for investment plan members, to conform to changes made by the act; requiring the Legislature to review specified cancer research programs by a certain date; revising employer contribution rates to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing a declaration of important state interest; amending s. 110.123, F.S.; revising applicability of certain definitions; defining the term "plan year"; authorizing the state group insurance program to include additional benefits; authorizing an employee to use a specified portion of the state's contribution to purchase additional program benefits and supplemental benefits under certain circumstances; providing for the program to offer health plans in specified benefit levels; defining the term "actuarial value"; requiring the Department of Management Services to develop a plan for implementation of the benefit levels; providing reporting requirements; providing for expiration of the implementation plan; creating s. 110.12303, F.S.; authorizing additional benefits to be included in the state group insurance program; requiring the department to contract with at least one entity that provides comprehensive pricing and inclusive services for surgery and other medical procedures; providing contract and reporting requirements; requiring the department to contract with an entity to provide enrollees with online information on health care services and providers; providing contract and reporting requirements; specifying applicability; creating s. 110.12304, F.S.; directing the department to competitively procure an independent benefits consultant; providing qualifications and duties of the independent benefits consultant; providing reporting requirements; providing an appropriation and authorizing positions; providing a purpose and legislative intent with respect to provisions governing salary and benefit adjustments for specified state employees; providing for compensation adjustments for specified law enforcement personnel, the Department of Corrections, Assistant Public Defenders, certain judicial officers and designated employees, and other state employees and officers; authorizing the use of specified pay additives and other incentive programs for the 2017-2018 fiscal year; providing appropriations to fund the salary and benefit adjustments; requiring the Office of Policy and Budget in the Executive Office of the Governor, in consultation with the Legislature, to distribute funds and budget authority; providing effective dates.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Appropriations; and Community Affairs; and Senator Perry—

CS for CS for SB 1312—A bill to be entitled An act relating to construction; amending s. 377.705, F.S.; revising legislative findings and intent; authorizing solar energy systems manufactured or sold in the state to be certified by professional engineers; amending s. 489.103, F.S.; revising an exemption from construction contracting regulation for certain public utilities; deleting responsibility of the Construction Industry Licensing Board to define the term "incidental to their business" for certain purposes; amending s. 553.721, F.S.; requiring the Department of Business and Professional Regulation to provide certain funds allocated to the University of Florida M. E. Rinker, Sr., School of Construction Management for specified purposes; providing an appropriation; amending s. 553.73, F.S.; requiring the Florida Building Commission to use certain entities and codes for updates to the Florida Building Code; revising voting requirements for a technical advisory committee to make a favorable recommendation to the commission; providing that certain technical amendments to the Florida Building Code which are adopted by a local government are not rendered void when the code is updated; specifying that such amendments are subject to review or modification if carried forward into the next edition of the code; requiring the commission to update the Florida Building Code through a review of the most current updates of specified codes; requiring the commission to adopt specified provisions from certain codes; deleting provisions limiting how long an amendment or modification is effective; deleting a provision requiring certain amendments or modifications to be carried forward into the next edition of the code, subject to certain conditions; deleting certain requirements for the resubmission of expired amendments; deleting a provision prohibiting a proposed amendment from being included in the code if it has been addressed in the international code; conforming provisions to changes made by the act; prohibiting the commission from adopting certain provisions into the Florida Building Code; amending s. 553.76, F.S.; requiring the commission to adopt the Florida Building Code, and amendments thereto, by a minimum percentage of votes; amending s. 553.79, F.S.; prohibiting certain counties and municipalities from adopting or enforcing certain building permits or other development order requirements; providing construction; providing for preemption of certain local laws and regulations; providing for retroactive applicability; providing an exemption; amending s. 553.791, F.S.; providing legislative intent; requiring local jurisdictions to reduce certain permit fees; amending s. 553.80, F.S.; prohibiting local enforcement agencies, independent districts, and special districts from charging certain fees; creating s. 553.9081, F.S.; requiring the Florida Building Commission to amend certain provisions of the Florida Building Code; amending s. 633.208, F.S.; prohibiting a county, municipality, special taxing district, public utility, or private utility from requiring a separate water connection or charging a specified water or sewage rate under certain conditions; prohibiting a local government from requiring a permit for painting a residence; requiring the Department of Education to develop a plan for specified purposes; requiring the department to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring CareerSource Florida, Inc., to develop a plan for specified purposes; requiring CareerSource Florida, Inc., to provide the plan to the Construction Industry Workforce Task Force by a specified date; requiring the Florida Building Commission to amend specified provisions of the Florida Building Code related to door components; providing an effective date.

—was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 256.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 368.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 370.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 474.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 494.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 800.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 896.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 1018.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1108 by the required Constitutional two-thirds vote of the members voting.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1520.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1634.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 1672.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1694.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 2 and passed CS for HB 105, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 2 and passed CS for CS for CS for HB 107, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed CS for CS for HB 241, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed CS for HB 327, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed CS for CS for HB 1107, as amended, by the required Constitutional two-thirds vote of the members voting.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed CS for HB 6549, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed HB 7099, as amended.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 2 was corrected and approved.

CO-INTRODUCERS

Senator Hutson—SB 1222

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 5:19 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, May 4 or upon call of the President.

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SENATE BILLS, RESOLUTIONS AND MEMORIALS BY NUMBER
WITH SUBJECT, INTRODUCER AND DISPOSITION

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(To Obtain the Number of a Bill, see Subject Index)

Abbreviations

- BA — Bill Action
- Ch. — Chapter Number, Bill Passed
- CO — Co-Introducers
- CR — Committee Report
- CS — Committee Substitute
- FR — First Reading
- MO — Motion
- RC — Reference Change

Boldfaced Page Numbers — Passage of Bill

Types of Bills

- SB/HB — Senate/House Bill
- SCR/HCR — Senate/House Concurrent Resolution
- SJR/HJR — Senate/House Joint Resolution
- SM/HM — Senate/House Memorial
- SR — Senate Resolution

Final Disposition

- Adopted
- CBP — Companion Bill Passed
- DCC — Died in Conference Committee
- DCH — Died on House Calendar
- DCS — Died on Senate Calendar
- DHC — Died in House Committee
- DM — Died in Messages
- DNI — Died, Not Introduced
- DPR — Died Pending Reference Review
- DSC — Died in Senate Committee
- FPH — Failed to Pass House
- FPS — Failed to Pass Senate
- LTH — Laid on Table in House
- LTS — Laid on Table in Senate
- Passed
- UHC — Unfavorable Report, House Committee
- USC — Unfavorable Report, Senate Committee
- Vetoed
- WNI — Withdrawn, Not Introduced
- WS — Withdrawn from the Senate

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4	Faculty Recruitment (Galvano) (FR)39, (CR)149, (CR)152 DSC	32	Relief of the Estate of Danielle Maudsley by the Department of Highway Safety and Motor Vehicles (Judiciary and others) (FR)43, (CS)139, (CR)150, (CR)151, (CR)412 DSC
6	Not Used	34	Relief of C.M.H. by the Department of Children and Families (Judiciary and Braynon) (FR)43, (CR)181, (CS)222, (CR)435 DSC
8	Gaming (Appropriations and Galvano) (FR)40, (CS)137, (CR)149, (CR)152, (BA)253, (BA)256, (CR)256, (BA)274, (MO) 277 , (BA)342, (BA)358, (MO)679 WS	36	Relief of Jennifer Wohlgemuth by the Pasco County Sheriff's Office (Judiciary and Montford) (FR)43, (CS)139, (CR)150, (CR)151, (CR)292, (CR)404, (BA)420, (CR)423 LTS/CBP-CS/HB 6533
10	Water Resources (Appropriations and others) (FR)41, (CR)149, (CR)182, (CR)331, (CS)331, (BA)339, 342 , (CR)393, (MO)393, 620, 626 , 880 Ch. 2017-10	38	Relief of L.T. by the State of Florida (Judiciary and Benacquisto) (FR)43, (CS)139, (CR)150, (CR)435, (CR)442, (BA)467, (CR)478, (MO)478, (BA)514 LTS/CBP-CS/CS/HB 6511
12	Relief of O'Brien and Stephenson by Department of Transportation (Steube) (FR)42, (CR)412, (CO)441, (CR)442, (CO)464, (MO)749, (CR)879, (BA)911 LTS/CBP-CS/CS/HB 6519	40	Relief of Sean McNamee by the School Board of Hillsborough County (Judiciary and others) (FR)43, (CR)291, (CR)299, (CS)300, (CR)424, (CO)426, (CR)478, (BA)711, (CR)750 LTS/CBP-CS/HB 6503
14	Relief of Lillian Beauchamp by the St. Lucie County School Board (Judiciary and Steube) (FR)42, (CR)150, (CR)299, (CS)300, (CR)424, (CO)464, (CR)478, (CS)478, (BA)710, (CR)750 LTS/CBP-CS/CS/HB 6529	42	Relief of Angela Sanford by Leon County (Judiciary and Montford) (FR)43, (CS)139, (CR)150, (CR)151, (CR)292, (CR)478, (BA)618, (CR)679 LTS/CBP-CS/HB 6507
16	Relief of Charles Pandrea by the North Broward Hospital District (Steube) (FR)42, (CR)292 DSC	44	Relief of Brian Pitts by the State of Florida (Braynon) (FR)43 DSC
18	Relief of Survivor and the Estate of Victim by the Department of Children and Families (Appropriations and others) (FR)42, (CS)139, (CR)150, (CR)259, (CR)331, (CS/CS)332, (BA)397, (CR)404, (BA) 419 , 420, 500 Ch. 2017-20	46	Relief of Mary Mifflin-Gee by the City of Miami (Judiciary and Montford) (FR)43, (CR)243, (CR)258, (CS)259, (CR)424, (CR)478, (BA)618, (CR)679 LTS/CBP-CS/HB 6521
20	Relief of Ramiro Companioni by the City of Tampa (Galvano) (FR)42 DSC	48	Relief of Wendy Smith and Dennis Darling, Sr./Florida State University (Judiciary and Braynon) (FR)43, (CS)139, (CR)150, (CR)435, (CR)442, (BA)585, (BA)586, (CR)602 LTS/CBP-CS/CS/HB 6515
22	Relief of Shuler Limited Partnership by the Department of Agriculture and Consumer Services (Montford) (FR)42 DSC	50	Relief of Eddie Weekley and Charlotte Williams by the Agency for Persons with Disabilities (Judiciary and others) (FR)44, (CS)140, (CR)150, (CR)435, (CR)442, (BA)617, (BA)618, (CR)679 LTS/CBP-CS/HB 6539
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26	Relief of Thomas and Karen Brandi by Haines City (Steube) (FR)42 DSC		
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- 1554 Trusts (Banking and Insurance and others) (FR)201, (CR)258, (CS)269, (CR)435, (CS/CS)438 DSC/CBP-CS/HB 1379
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- 1558 Child Exploitation (Book and others) (FR)201, (CR)257, (CO)336 DSC/CBP-HB 7091
- 1560 Public Records/Videotaped Statement of a Minor (Book) (FR)202 DSC
- 1562 Limited Access and Toll Facilities (Appropriations and others) (FR)202, (CR)258, (CS)269, (CR)443, (CR)526, (CS/CS)529, (CO)530, (BA)713, (CR)750 LTS/CBP-CS/HB 1049
- 1564 Domestic Violence (Garcia) (FR)203, (CR)291, (CR)435, (CR)442, (BA)689, (CR)750 LTS/CBP-HB 1385
- 1566 Uniform Voidable Transactions Act (Simmons) (FR)203, (CR)424 DSC
- 1568 City of Gainesville, Alachua County (Perry) (FR)203 DSC/CBP-CS/HB 759
- 1570 Express Lanes (Transportation and Garcia) (FR)203, (CR)258, (CS)269 DSC
- 1572 Education Savings Account Program (Bean) (FR)203 DSC
- 1574 Motor Vehicles (Baxley) (FR)204 DSC
- 1576 Florida Film Investment Corporation (Commerce and Tourism and Gibson) (FR)204, (CR)434, (CS)438 DSC
- 1578 Diabetes Educators (Health Policy and Gibson) (FR)204, (CR)299, (CS)305 DSC
- 1580 Admission of Children and Adolescents to Mental Health Facilities (Children, Families, and Elder Affairs and Gibson) (FR)204, (CR)424, (CS)426 DSC/CBP-CS/CS/HB 1121
- 1582 Workers' Compensation Insurance (Appropriations and Bradley) (FR)204, (CR)291, (CR)412, (CS)415, (CR)442, (BA)602, (CR)602, (CR)679, (BA)883, (BA)884 LTS
- 1584 Reclassification of Offenses Involving Certain Firearms or Additional Firearm Magazines (Thurston) (FR)205 DSC
- 1586 Student Eligibility for Interscholastic Athletic Competition (Garcia and Farmer) (FR)205, (CO)416, (CR)424 DSC
- 1588 Military and Veteran Support (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)205, (CR)256, (CR)258, (CS)270, (CO)416 DSC
- 1590 Coastal Management (Appropriations and others) (CO)171, (FR)205, (CR)258, (CS)270, (CO)272, (CO)416, (CR)424, (CR)443, (CS/CS)450, (BA)472, (CR)478, (BA)524, 525, (CO)614 DM
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- 1592 Small Food Retailers (Agriculture and others) (FR)206, (CR)243, (CS)249, (RC)271, (CO)411, (CR)424 DSC
- 1594 WNI
- 1596 Dental Services (Powell) (FR)206 DSC
- 1598 Education (Education and others) (FR)206, (CR)299, (CS)305, (CO)311, (CO)441, (CR)443, (CO)464 DSC/CBP-CS/HB 7069
- 1600 Viatical Settlement Contracts (Appropriations and others) (FR)206, (CR)257, (CS)270, (CO)272, (CR)442, (CS/CS)451 DSC/CBP-CS/CS/CS/HB 1007
- 1602 Trust Funds/Federal Law Enforcement Trust Fund/Department of Corrections (Bracy) (FR)206 DSC
- 1604 Department of Corrections (Governmental Oversight and Accountability and others) (FR)206, (CR)244, (CS)250, (CR)299, (CS/CS)305, (CR)442, (BA)472, (CR)478, (BA)523, (BA)524 LTS/CBP-CS/CS/HB 1201, HB 1203
- 1606 Juror Compensation (Rodriguez) (FR)207 DSC
- 1608 HIV Infection and AIDS for Contract Purposes (Garcia) (FR)207 DSC
- SR
- 1610 Immigration (Farmer) (FR)207 DSC
- SB
- 1612 Health Care Consumer Protection (Garcia) (FR)207 DSC
- 1614 Involuntary Commitment (Garcia) (FR)207 DSC
- 1616 Taxation (Rodriguez) (FR)207 DSC
- 1618 Controlled Substances (Artiles) (FR)207, (MO)242 WS
- 1620 Deceptive and Unfair Trade Practices (Powell) (FR)208, (CR)257, (CR)292, (CR)404, (BA)471, (CR)478 LTS/CBP-CS/HB 1347
- 1622 School Bus Safety (Passidomo and Torres) (FR)208, (CR)292, (CO)411, (CR)442, (CR)478, (BA)502, (CR)526, (MO)526, (BA)545 LTS/CBP-HB 1239
- 1624 Coral Reefs (Environmental Preservation and Conservation and others) (FR)208, (CR)258, (CS)270, (CO)411 DSC
- 1626 Department of Legal Affairs (Criminal Justice and Bradley) (FR)208, (CR)257, (CS)270, (CR)412, (CR)602, (BA)685, (BA)686, (CR)750 LTS/CBP-CS/HB 1379
- 1628 Animal Abuser Registration (Young) (FR)208 DSC
- 1630 English Language Learners (Rodriguez) (FR)208 DSC
- 1632 Call Center Jobs (Torres) (FR)208 DSC
- 1634 Residential Elevators (Rules and Steube) (FR)209, (CR)243, (CR)331, (CS)336, (BA)432, (CR)434, (BA)474, 475, 755 Ch. 2017-97
- 1636 Taxation of Internet Video Service (Artiles) (FR)209, (CR)256 WS
- 1638 WNI
- 1640 Administrative Procedures (Broxson) (FR)209, (CR)442 DSC
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- 1642 DNI/CBP-HR 8007
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- 1644 Grandparent Visitation Rights (Torres) (FR)209 DSC
- 1646 Hit-and-run Alerts (Torres) (FR)209, (CR)257 DSC
- 1648 School Bus Safety (Torres) (FR)209 DSC
- 1650 Homeowners' Associations (Torres) (FR)209 DSC
- 1652 Homeowners' Associations (Torres) (FR)209 DSC
- 1654 Florida Kidcare Program (Children, Families, and Elder Affairs and Campbell) (FR)209, (CR)258, (CS)271, (CR)292 DSC
- 1656 Housing Assistance (Torres) (FR)210 DSC
- 1658 State Housing Tax Credit Program (Torres) (FR)210 DSC
- 1660 Election Alert System (Torres) (FR)210 DSC
- 1662 Cannabis (Clemens) (FR)210 DSC
- 1664 Vehicle Recalls (Braynon) (FR)210 DSC
- 1666 Medical Use of Marijuana (Braynon) (FR)210 DSC
- 1668 Use of State Funds (Governmental Oversight and Accountability and others) (FR)211, (CR)292, (CS)295, (CO)298, (CR)435 DSC
- 1670 Juvenile Justice (Appropriations and Latvala) (FR)211, (CR)256, (CR)424, (CR)478, (CS)482, (BA)505, (BA)517,

SB	(CR)526, (BA)550, (BA)585, (BA)657, (BA)658 LTS/CBP-CS/CS/HB 7059	SB	1748	Onsite Sewage Treatment and Disposal Systems (Environmental Preservation and Conservation and Stewart) (FR)217, (CR)442, (CS)451 DSC
1672	Tampa Bay Area Regional Transit Authority (Community Affairs and others) (FR)211, (CR)244, (CS)250, (CR)434, (CS/CS)438, (CR)442, (BA)505, (BA)515, (BA)517, (CR)526, (CO)530, (BA)549, 755 Ch. 2017-98		1750	Special Districts (Community Affairs and Rodriguez) (FR)217, (CR)292, (CS)296 DSC
1674	Enforcement of Federal Laws (Torres and Campbell) (FR)212, (CO)250 DSC		1752	Art Therapy (Rouson) (FR)217 DSC
1676	Gratuity or Service Charges (Stewart) (FR)212 DSC		1754	Delivery of Nursing Services (Campbell) (FR)218 DSC
1678	Motor Vehicle Applicants, Licensees, and Dealers (Transportation and others) (FR)212, (CR)299, (CS)306, (CR)424, (CR)478, (CO)530, (BA)711, (BA)712, (CR)750 LTS/CBP-CS/CS/HB 1175		1756	Examination and Treatment of Individuals with Mental Illness (Children, Families, and Elder Affairs and Garcia) (FR)218, (CR)299, (CS)306, (CR)443 DSC
1680	Child Welfare (Children, Families, and Elder Affairs and others) (FR)212, (CO)239, (CR)292, (CS)296 DSC/CBP-CS/CS/HB 1121		1758	Medical Use of Marijuana (Grimsley) (FR)219, (MO)478 WS
1682	Condominiums (Rules and others) (CO)171, (FR)213, (CR)243, (CO)298, (CR)319, (CS)326, (CR)478, (CS/CS)482, (CO)530, (BA)533, (BA)536, (CR)562, (BA)586, (BA)587 LTS/CBP-CS/CS/HB 1237, HB 6027	SCR	1760	Health Care Facility Regulation (Grimsley and Campbell) (FR)219, (CR)256, (CO)311, (CR)443 DSC
1684	Insurance Rates (Banking and Insurance and Farmer) (FR)213, (CR)319, (CS)326 DSC		1762	Joint Rules of the Florida Legislature (Benacquisto) (BA)2, 4, 171 Passed
1686	Reclaimed Water (Simmons) (FR)213 DSC/CBP-CS/SB 10	SB	1764	Medicaid Compliance (Perry) (FR)220 DSC
1688	Florida False Claims Act (Farmer) (FR)213 DSC		1766	Motor Vehicle Insurance (Lee) (FR)220, (CR)404 DSC
1690	School Resource Officer Programs (Torres) (FR)213 DSC		1768	Public Records/Medical Payments Coverage and Bodily Injury Liability Insurance Policies/Department of Highway Safety and Motor Vehicles (Governmental Oversight and Accountability and others) (FR)221, (CR)404, (CS)405, (CR)442, (CS/CS)451 DSC
1692	School Garden Programs (Torres) (FR)214, (CR)243 DSC		1770	Community Redevelopment Agencies (Community Affairs and Lee) (FR)221, (CR)299, (CS)307 DSC
1694	Support for Parental Victims of Child Domestic Violence (Rules and Torres) (FR)214, (CR)243, (CR)257, (CR)331, (CS)336, (BA)432, (BA)433, (CR)434, (BA)475, 755 Ch. 2017-123		1772	Florida Hurricane Catastrophe Fund (Lee) (FR)222 DSC
1696	Subdivided Lands (Steube) (FR)214 DSC	SJR	1774	Increased Homestead Property Tax Exemption (Lee) (FR)222, (CR)242 DSC/CBP-HJR 7105, HB 7107
1698	Annual Corporate Reports and Fees (Baxley) (FR)214, (CR)256 DSC	SR	1776	9/11 First Responder Appreciation Week (Latvala) (FR)179 Adopted
1700	Water Management (Farmer) (FR)214 DSC		1778	Florida National Guard Day (Stargel) (FR)229, 230 Adopted
1702	Classified Advertisement Websites (Powell) (FR)214 DSC		1780	Health Information Technology Week (Garcia) (FR)252 Adopted
1704	Sexually Transmissible Diseases (Campbell) (FR)214 DSC		1782	Dupuytren's Disease Awareness Day (Clemens) (FR)240 Adopted CBP-HR 8017
1706	Estates (Campbell) (FR)214 DSC		1784	Carbon Monoxide Awareness Month (Flores) (FR)578 Adopted
1708	School Attendance (Campbell) (FR)215 DSC		1786	United States Air Force F-35A Lightning II Joint Strike Fighter Aircraft (Gibson) (FR) 230 Adopted
1710	Education (Stargel and Grimsley) (FR)215, (CR)291, (CO)394, (CR)412 DSC/CBP-CS/HB 7069	SB	1788	Public Records/Victim of Human Trafficking (Criminal Justice and Bracy) (FR)246, (CR)434, (CS)439 DSC
1712	Health Care Providers (Rouson and Perry) (FR)215, (CO)250 DSC	SR	1790	Mickey Smiley Day at the Capitol (Farmer) (FR)240 Adopted
1714	Early Learning (Rouson) (FR)215 DSC		1792	Women's History Month (Passidomo) (FR)273 Adopted CBP-HR 8021
1716	Florida Commission on Human Relations (Rouson) (FR)215 DSC		1794	DNI/CBP-HR 8023
1718	Licensure of a Doctor of Medical Science (Bean) (FR)215 DSC		1796	Caribbean Heritage Month (Campbell) (FR)337 Adopted CBP-HR 8031
1720	Tampa Bay Area Regional Transportation Authority (Rouson) (FR)215 DSC		1798	State of Florida and Taiwan (Campbell) (FR)428 Adopted CBP-HR 8049
1722	Florida Slavery Memorial (Rouson) (FR)215 DSC		1800	Reunification of Jerusalem 50th Anniversary (Powell) (FR)313 Adopted
1724	District Millage Elections (Montford) (FR)216 DSC		1802	Trauma Care Day (Garcia) (FR)284 Adopted
1726	Industrial Hemp Pilot Projects (Appropriations and others) (FR)216, (CR)292, (CS)296, (CO)298, (RC)327, (CR)443, (CS/CS)451, (BA)471, (CR)478, (BA) 523 , 909, 910 Ch. 2017-124		1804	Florida Alliance of YMCAs (Stargel) (FR)313 Adopted
1728	Florida State Employees' Charitable Campaign (Montford) (FR)216 DSC		1806	Florida State University Day (Braynon) (FR)283, 284 Adopted CBP-HR 8019
1730	Criminal Justice (Clemens) (FR)216 DSC		1808	See the Girl Day (Bean) (FR)465 Adopted
1732	Postsecondary Education Tuition and Fees (Rodriguez) (FR)216 DSC		1810	End-stage Renal Disease (Braynon) (FR)314 Adopted
1734	Special License Plates (Military and Veterans Affairs, Space, and Domestic Security and Rouson) (FR)216, (CR)292, (CS)296 DSC		1812	John W. Walsh (Rodriguez) (FR)417 Adopted CBP-HR 8065
1736	Public Records/E-mail Addresses of Current Justices and Judges (Rouson) (FR)216 DSC		1814	Florida Behavior Analysis Month (Bean) (FR)418 Adopted
1738	Career Education (Powell) (FR)216 DSC		1816	Florida Virtual School Day (Simmons) (FR)284 Adopted CBP-HR 8037
1740	Access to Clinics (Stewart and Torres) (FR)216, (CO)282 DSC		1818	National Multiple Sclerosis Society Florida State Action Day at the Capitol (Bean) (FR)428 Adopted
1742	Texting While Driving (Rodriguez) (FR)217 DSC		1820	Financial Literacy Month (Hukill) (FR)314 Adopted
1744	Conditional Release Program (Rouson) (FR)217 DSC			
1746	Insurance (Flores) (FR)217 DSC			

SR	1822	Port Orange Day (Hukill) (FR)466 Adopted	SB	2518	Triumph Gulf Coast Trust Fund/Department of Economic Opportunity (Appropriations) (FR)323, (BA)585, (CR)602 LTS/CBP-HB 7079, HB 7077, SB 2500
	1824	American Stroke Month (Hukill) (FR)579 Adopted CBP-HR 8061		2520	—
	1826	DNI		6998	Not Used
	1828	DNI		7000	Florida Building Commission (Community Affairs and others) (FR)135, (CO)228, (CR)234, (CO)250 DSC/CBP-CS/CS/HB 1021
	1830	FAMU Day (Powell) (FR)315 Adopted CBP-HR 8039		7002	OGSR/Donor Information/Publicly Owned Performing Arts Center (Community Affairs) (FR)135, (CR)243, (CR)442, (BA)467, (CR)478 LTS/CBP-HB 7113
	1832	Diabetes and Heart Disease Awareness Month (Stargel) (FR)338 Adopted CBP-HR 8053		7004	OGSR/Peer Review Panels/Department of Health (Health Policy and Campbell) (FR)135, (CR)150, (CR)174, (BA)180, (CR)180, (BA)231, (CO)250, 394, 500, 603 Ch. 2017-9
	1834	DNI		7006	Direct-support Organization of the Prescription Drug Monitoring Program (Health Policy and Benacquisto) (FR)135, (CR)174, (CR)233, (CO)239, (BA)601, (BA)602, (CR)602 LTS/CBP-HB 7097
	1836	Living Kidney Donors Day (Mayfield) (FR)757 Adopted		7008	Department of Veterans' Affairs Direct-support Organization (Military and Veterans Affairs, Space, and Domestic Security and Campbell) (FR)135, (CR)174, (BA)232, (CR)233, (MO)233, (CO)250, 282, 297, 307 Ch. 2017-6
	1838	Nigerian-American Day (Campbell) (FR)338 Adopted		7010	Department of Military Affairs Direct-support Organization (Military and Veterans Affairs, Space, and Domestic Security) (FR)135, (CR)168, (BA)232, (CR)233, (MO)233, 282, 297, 307 Ch. 2017-7
	1840	Cystic Fibrosis Awareness Month (Flores) (FR)579 Adopted CBP-HR 8043		7012	Ratification of Department of Health Rules (Health Policy and Mayfield) (FR)136, (CR)292, (CO)298 DSC/CBP-HB 7073
	1842	Child Abuse Prevention Month (Garcia) (FR)466 Adopted CBP-HR 8047		7014	OGSR/Nonpublished Reports or Data/Department of Citrus (Agriculture) (FR)136, (CR)243, (CR)478, (BA)580, (CR)602 LTS/CBP-HB 7035
SB	1844	Public Records/Compassionate Use Registry (Governmental Oversight and Accountability and Bradley) (FR)393, (CR)434, (CS)439, (CR)442, (BA)712, (CR)750, (BA)861 LTS		7016	OGSR/Donors or Prospective Donors/Direct-support Organization of the Florida Historic Capitol Museum (Governmental Oversight and Accountability) (FR)136 DSC
SR	1846	University of Florida Institute of Food and Agricultural Sciences Citrus Research and Education Center (Grimsley) (FR)615 Adopted		7018	OGSR/Agency Personnel Information (Rules and Governmental Oversight and Accountability) (FR)136, (CR)526, (CS)529, (BA)647, (CR)679 LTS/CBP-HB 7093
	1848	Founding of Titusville/150th Anniversary (Hukill) (FR)579 Adopted		7020	Ratification of a Department of Elder Affairs Rule and a Department of Health Rule (Rules and Children, Families, and Elder Affairs) (FR)246, (CR)526, (CS)529, (BA)685, (BA)727, (CR)750 LTS/CBP-HB 7073
SCR	1850	Extension of 2017 Legislative Session (Benacquisto) (FR)963, 964, 965 Passed		7022	Public Employees (Governmental Oversight and Accountability) (FR)222, (CR)331, (BA)379, (CR)393, (MO)393, 416, 504, 530, 1266, (BA)1281, 1285 1376 Ch. 2017-88 CBP-SB 2500
SB	1852	—		7024	OGSR/Title Insurance Agencies and Insurers/Office of Insurance Regulation (Rules and Banking and Insurance) (FR)246, (CR)292, (CR)404, (CS)405, (BA)433, (CR)434 LTS/CBP-HB 7067
	2498	Not Used		7026	OGSR/Reports of Unclaimed Property/Department of Financial Services (Banking and Insurance) (FR)246, (CR)292, (CR)404, (BA)433, (BA)434, (CR)434 LTS/CBP-HB 7045
	2500	Appropriations (Appropriations) (MO)291, (FR)319, (BA)358, 375, (CR)393, (MO)393, 416, 504, 530, 937, 966, (BA)1187, 1374, 1376		7028	OGSR/Injunction for Protection Against Domestic Violence, Repeat Violence, Sexual Violence, and Dating Violence (Judiciary) (FR)278, (CR)424, (CR)478, (BA)649, (CR)679 LTS/CBP-HB 7087
	2502	Implementing the 2017-2018 General Appropriations Act (Appropriations) (MO)291, (FR)320, (BA)375, 379, (CR)393, (MO)393, 416, 504, 530, 1187, (BA)1202, 1374, 1376 Ch. 2017-71 CBP-CS/CS/CS/HB865, SB 2500		7030	Benefits and Salaries for Public Employees (Appropriations and Governmental Oversight and Accountability) (FR)478, (CR)750, (CS)753 DCS/CBP-SB 7022
	2504	Collective Bargaining (Appropriations) (FR)321, (BA)379, (CR)393, (MO)393, 416, 504, 530, 1202, 1203, 1376 Ch. 2017-125 CBP-SB 2500			
	2506	Clerks of the Court (Appropriations) (FR)321, (BA)379, (CR)393, (MO)393, 416, 504, 530, 1282, 1284, 1376 Ch. 2017-126 CBP-SB 2500			
	2508	Division of State Group Insurance (Appropriations) (FR)321, (BA)380 (CR)393, (MO)393, 416, 504, 530, 1204, 1206, 1376 Ch. 2017-127 CBP-SB 2510, SB 2500			
	2510	Public Records/Dependent Eligibility Verification Services (Appropriations) (FR)322, (BA)380 (CR)393, (MO)393, 416, 504, 530, 1206, 1207, 1376 Ch. 2017-128 CBP-SB 2508, SB 2500			
	2512	Capitol Complex Advisory Council (Appropriations) (FR)322, (BA)380 (CR)393, (MO)393, 416, 504, 530, 1285, 1286, 1376 Vetoed CBP-SB 2500			
	2514	Health Care (Appropriations) (FR)322, (BA)380, 383, (CR)393, (MO)393, 416, 504, 530, 1286, 1299, 1376 Ch. 2017-129 CBP-SB 2500			
	2516	Education Funding (Appropriations) (FR)323, (BA)383, (CR)393, (MO)393, 416, 504, 530 DCC/CBP-CS/HB 7069, CS/CS/SB890, SB 2500			

HOUSE BILLS, RESOLUTIONS AND MEMORIALS RECEIVED IN SENATE

HJR	1	Judicial Term Limits (Sullivan and others) (FR)328 DSC	HB	169	Fictitious Name Registration (Commerce Committee and others) (FR)308, (BA)617, (BA) 717 Ch. 2017-47
HB	7	Certificates of Need for Hospitals (Health and Human Services Committee and others) (FR)452 DSC		179	Veteran Identification (Transportation and Tourism Appropriations Subcommittee and others) (FR)603 DSC
	9	Florida Tourism Industry Marketing Corporation (Renner and La Rosa) (FR)279 DSC		181	Natural Hazards (Appropriations Committee and others) (FR)308, (BA)628, (BA) 720 Ch. 2017-48
	11	Labor Organizations (Plakon) (FR)307 DSC		185	State Park Fees (Government Accountability Committee and others) (FR)484, (BA) 515 Ch. 2017-27
	13	Community Redevelopment Agencies (Government Accountability Committee and others) (FR)483 DSC	HJR	187	Selection and Duties of Property Appraiser/Miami-Dade County Charter (Government Accountability Committee and others) (FR)604 DSC
	15	Educational Options (Education Committee and others) (FR)452, (BA)734, (BA)736, (BA) 883 Ch. 2017-166 CBP-CS/HB 7069	HB	193	Towing and Storage Fees (Local, Federal and Veterans Affairs Subcommittee and others) (FR)680 DSC
HJR	21	Limitations on Property Tax Assessments (Ways and Means Committee and others) (FR)280, (BA)433, (BA)475, 476 Passed		207	Agency Inspectors General (Plakon) (FR)309, (BA)689, (BA) 898 Ch. 2017-49
HB	23	Public Assistance (Health Care Appropriations Subcommittee and others) (FR)452, (CR)750, (BA)781, (BA)788, (BA)789, (CR)879, (BA) 906 DM/CBP-CS/CS/HB 1121		209	Medical Faculty & Medical Assistant Certification (Health and Human Services Committee and others) (FR)406, (BA)473, (BA)474, (BA) 525 Ch. 2017-50
	27	Florida Slavery Memorial (Government Operations and Technology Appropriations Subcommittee and others) (FR)603 DSC		211	Cosmetic Product Registration (Health Quality Subcommittee and Latvala) (FR)484, (BA) 521 Ch. 2017-51
	39	Autism Awareness Training for Law Enforcement Officers (Justice Appropriations Subcommittee and others) (FR)307, (BA)919, (BA) 920 Ch. 2017-43		221	Transportation Network Companies (Government Accountability Committee and others) (FR)406, (BA)423, (BA) 432 Ch. 2017-12
	49	Ad Valorem Taxation (Ways and Means Committee and others) (FR)484 DSC		227	Electrical and Alarm System Contracting (Careers and Competition Subcommittee and others) (FR)280 DSC/CBP-CS/CS/HB 1021
	59	Cardiac Programs (Health and Human Services Committee and Pigman) (FR)328 DSC/CBP-CS/CS/HB 1121		229	Health Care Practitioner Licensure (Health and Human Services Committee and others) (FR)453, (BA)649, (BA)726, 727 Ch. 2017-41
	61	Emergency Services for an Unintentional Drug Overdose (Health and Human Services Committee and others) (FR)603 DSC/CBP-CS/CS/HB 249		239	Public Records/Protective Injunction Petitions (Civil Justice and Claims Subcommittee and others) (FR)407, (BA)422, (BA) 430 Ch. 2017-14
	65	Civil Remedies for Terrorism (Fischer and others) (FR)280, (BA)647, (BA) 726 Ch. 2017-44		241	Alarm Systems (Local, Federal and Veterans Affairs Subcommittee and others) (FR)309, (BA)594, (BA) 659 , 755 Ch. 2017-52
	77	Sports Franchise Facilities (Government Accountability Committee and others) (FR)307 DSC		243	Pub. Rec./Nonsworn Investigative Personnel of OFR's Bureau of Financial Investigations (Raulerson and others) (FR)280, (BA)758, (BA) 905 Ch. 2017-53
	101	Certificates of Nonviable Birth (Health and Human Services Committee and others) (FR)405, (BA)471, (BA) 522 Ch. 2017-38 CBP-CS/HB 103		249	Drug Overdoses (Health and Human Services Committee and others) (FR)484, (BA)633, (BA)634, (BA) 722 Ch. 2017-54
	103	Pub. Rec./Nonviable Birth Records (Health and Human Services Committee and others) (FR)406, (BA)470, (BA) 522 Ch. 2017-39 CBP-CS/CS/HB 101		259	Martin County (Local, Federal and Veterans Affairs Subcommittee and others) (FR)566, (BA) 790 , (MO)790, (CR)879 Ch. 2017-195
	105	Canvassing of Vote-by-mail Ballots (Oversight, Transparency and Administration Subcommittee and others) (BA)286, (BA)288, (FR)296, (BA) 315 , 755 Ch. 2017-45		265	Computer Coding Instruction (PreK-12 Quality Subcommittee and others) (FR)680 DSC
	107	Criminal Offenses Involving Tombs and Memorials (Judiciary Committee and others) (FR)308, (BA)599, (BA)661, 662 , 755 Ch. 2017-40		277	Wills and Trusts (Judiciary Committee and others) (BA)553, 562 , (FR)566, 954, 955 Vetoes CBP-CS/HB 1379
	111	Pub. Rec./Identity of Witness to a Murder (Judiciary Committee and others) (FR)308, (BA)397, 398 Ch. 2017-11		285	Onsite Sewage Treatment and Disposal Systems (Commerce Committee and others) (FR)453 DSC
	127	Public School Attendance Policies (PreK-12 Innovation Subcommittee and others) (FR)453 DSC/CBP-CS/HB 7069		293	Middle Grades (Education Committee and others) (FR)485, (BA)877, (BA) 908 Ch. 2017-55 CBP-CS/HB 7069
	129	Health Care Practitioner Regulation (Health and Human Services Committee and others) (FR)406 DSC		299	Central Florida Expressway Authority (Goodson and others) (FR)309, (BA)618, (BA) 718 Ch. 2017-56
	139	Local Tax Referenda (Government Accountability Committee and others) (FR)484 DSC		301	Supreme Court Reporting Requirements (White and others) (FR)280, (BA)537, (BA)541, (BA) 592 DM
	141	Craft Distilleries (Careers and Competition Subcommittee and others) (FR)484, (BA)877, (BA) 907 Ch. 2017-46		305	Law Enforcement Body Cameras (Judiciary Committee and others) (FR)309, (BA)422, (BA) 431 Ch. 2017-15
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